

THE NATIONAL ARCHIVES  
LITTERA  
SCRIPTA  
MANET  
1934  
OF THE UNITED STATES

# FEDERAL REGISTER

VOLUME 11      NUMBER 82

*Washington, Friday, April 26, 1946*

## *The President*

### PROCLAMATION 2688

#### DEATH OF HARLAN FISKE STONE

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

#### A PROCLAMATION

*To the People of the United States:*

WHEREAS Almighty God in His everlasting wisdom has brought to an end the mortal life of Harlan Fiske Stone, Chief Justice of the United States; and

WHEREAS by this death the people of the United States have lost a distinguished lawyer and jurist who has for almost a quarter of a century contributed generously to public life as Attorney General of the United States and as Associate Justice of the Supreme Court and Chief Justice of the United States; and

WHEREAS the death of this public servant will be mourned throughout the Nation, and his life and achievement will be celebrated forever in the history of the development of our rich heritage of legal tradition:

NOW, THEREFORE, I, HARRY S. TRUMAN, President of the United States of America, do hereby officially announce the death of Harlan Fiske Stone, stricken in the public performance of his duties in the highest Court of this Nation in the City of Washington on the twenty-second day of April, nineteen hundred and forty-six, at six forty-five o'clock in the evening.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the United States of America to be affixed.

DONE at the City of Washington this 23rd day of April, in the year of our Lord nineteen hundred and [SEAL] forty-six and of the Independence of the United States of America the one hundred and seventieth.

HARRY S. TRUMAN

By the President:

JAMES F. BYRNES,  
*Secretary of State.*

[F. R. Doc. 46-6993; Filed, Apr. 25, 1946; 12:28 p. m.]

## EXECUTIVE ORDER 9716

CREATING AN EMERGENCY BOARD TO INVESTIGATE A DISPUTE BETWEEN THE RAILWAY EXPRESS AGENCY, INC., AND CERTAIN OF ITS EMPLOYEES

WHEREAS a dispute exists between the Railway Express Agency, Inc., a carrier, and certain of its employees represented by the Brotherhood of Railway and Steamship Clerks, Freight Handlers, Express and Station Employees, a labor organization; and

WHEREAS, this dispute has not heretofore been adjusted under the provisions of the Railway Labor Act, as amended; and

WHEREAS, this dispute, in the judgment of the National Mediation Board, threatens substantially to interrupt interstate commerce to a degree such as to deprive a large section of the country of essential transportation service:

NOW, THEREFORE, by virtue of the authority vested in me by section 10 of the Railway Labor Act, as amended (45 U.S.C. 160), I hereby create a board of three members, to be appointed by me, to investigate said dispute. No member of the said board shall be pecuniarily or otherwise interested in any organization of railway employees or any carrier.

The board shall report its findings to the President with respect to the said dispute within thirty days from the date of this order.

As provided by section 10 of the Railway Labor Act, as amended, from this date and for thirty days after the board has made its report to the President, no change, except by agreement, shall be made by the Railway Express Agency, Inc. or its employees in the conditions out of which the said dispute arose.

HARRY S. TRUMAN

THE WHITE HOUSE,  
*April 24, 1946.*

[F. R. Doc. 46-6906; Filed, Apr. 24, 1946; 3:30 p. m.]

## CONTENTS

### THE PRESIDENT

PROCLAMATION:	Page
Death of Harlan Fiske Stone...	4597
EXECUTIVE ORDER:	
Railway Express Agency, Inc., and certain of its employees; creation of emergency board to investigate dispute.....	4597

### REGULATIONS AND NOTICES

AGRICULTURE DEPARTMENT. <i>See also</i>	
Commodity Credit Corporation.	
Milk handling:	
Omaha-Council Bluffs area...	4599
Sioux City, Iowa, area.....	4600
Peas, fresh, and cauliflower grown in Alamosa, Rio Grande, Conejos, Costilla, and Saguache Counties, Colo.....	4599
COMMODITY CREDIT CORPORATION:	
Fluid milk payment offer in New York metropolitan area, July 1945-June 1946.....	4599
FEDERAL COMMUNICATIONS COMMISSION:	
Amateur radio, stations and operators; frequency bands...	4611
Hearings, etc.:	
Antilles Broadcasting System, Inc.....	4616
Clearwater Radio Broadcasters, Inc.....	4616
Fort Worth Broadcasting Co. Lake Superior Broadcasting Co.....	4614
Radner, Herman.....	4613
Thomas, Harold (WATR)...	4614
Western Union Telegraph Co. Westinghouse Radio Stations, Inc. (KYW).....	4613
WMAS, Inc.....	4614
FEDERAL POWER COMMISSION:	
Hearings:	
Natural Gas Pipeline Co. of America.....	4616
South Carolina Public Service Authority.....	4617
FISH AND WILDLIFE SERVICE:	
Production of fishery commodities or products; allocation of halibut.....	4611





Published daily, except Sundays, Mondays, and days following legal holidays, by the Division of the Federal Register, the National Archives, pursuant to the authority contained in the Federal Register Act, approved July 26, 1935 (49 Stat. 500, as amended; 44 U.S.C., ch. 8B), under regulations prescribed by the Administrative Committee, approved by the President. Distribution is made only by the Superintendent of Documents, Government Printing Office, Washington 25, D. C.

The regulatory material appearing herein is keyed to the Code of Federal Regulations, which is published, under 50 titles, pursuant to section 11 of the Federal Register Act, as amended June 19, 1937.

The FEDERAL REGISTER will be furnished by mail to subscribers, free of postage, for \$1.50 per month or \$15.00 per year, payable in advance. The charge for individual copies (minimum 15¢) varies in proportion to the size of the issue. Remit check or money order, made payable to the Superintendent of Documents, directly to the Government Printing Office, Washington 25, D. C.

There are no restrictions on the republication of material appearing in the FEDERAL REGISTER.

#### NOTICE

##### 1945 Supplement

Book 1 of the 1945 Supplement to the Code of Federal Regulations may be obtained from the Superintendent of Documents, Government Printing Office, at \$3 per copy. This book contains Titles I through 9, and includes, in Title 3, Presidential documents in full text together with appropriate reference tables.

A limited sales stock of the 1944 Supplement is still available as previously announced.

#### CONTENTS—Continued

MARITIME COMMISSION:	Page
Rules and regulations, forms, and citizenship requirements (Corr.)	4611
NATIONAL RAILWAY LABOR PANEL:	
Railway carriers, general wage approval	4601
OFFICE OF PRICE ADMINISTRATION:	
Adjustment provision, individual company, for manufacturers of certain products (SO 133, Am. 3)	4602
Adjustments and pricing orders:	
Admiral Corp.	4627
Ayden Furniture Works	4632
Berlinger, J., et al.	4625
Bogen, David, Co., Inc.	4619
Cain, J. M.	4618
Catskill Metal Works, Inc.	4627
Chrysler Corp. (5 documents)	4630, 4631
Co-Lar Industries, Inc.	4623
Decto Products Co.	4617

#### CONTENTS—Continued

OFFICE OF PRICE ADMINISTRATION—Continued.	Page
Adjustments and pricing orders—Continued.	
Firestone Tire & Rubber Co.	4634
Flint Wheel and Axle Service	4627
Frie Cooling Co.	4629
Frost Co.	4618
Goodyear Tire & Rubber Co., Inc.	4634
Hormel, Geo. A., and Co. et al.	4624
Hudson Motor Car Co.	4620
Ives, H. B., Co.	4619
Landers, Frary and Clark (2 documents)	4617, 4623
Lea, C. W., Sales Co.	4629
Leggitt, S. H., Co.	4628
Mackall Products Co. et al.	4624
Marshall-Wells Co. (2 documents)	4622, 4623
Modern Mfg Co.	4630
Monitor Equipment Corp.	4620
Renault, Fred S., and Co.	4626
Rheem Mfg. Co.	4626
S. and S. Products Co.	4626
SKS Manufacturing Co.	4618
Smith, A. O., Corp.	4619
Sub-Zero Freezer Co., Inc.	4629
Tappan Stove Co.	4620
Victor Products Corp.	4628
Wayne Home Products Co.	4628
Weatherhead Co.	4625
Weiman Co.	4632
Automotive parts (MPR 452, Am. 13)	4604
Cigarettes (RPS 62, Am. 4)	4609
Cotton textiles, adjustable pricing (Rev. SO 114, Am. 5)	4605
Electrical appliances, small (MPR 188, Order 4967)	4633
Outerwear, fall and winter (MPR 572, Am. 3)	4609
Paperboard (MPR 32, Am. 2)	4603
Reconverting manufacturers' individual adjustments (Rev. SO 119, Am. 6)	4602
Sleeping equipment, upholstered dual purpose (MPR 188, revocation of Order 1849)	4633
Solid fuels delivered from producing facilities (MPR 121, Am. 35)	4602
Springs, metal upholstery, construction and accessories (MPR 548, Am. 5; 6) (2 documents)	4605, 4606
Sugar (3d Rev. RO 3, Am. 2 to Supp. 1)	4602
Syrup, maple and maple sugar (RMFR 312, Am. 4)	4608
Tires and tubes, recapping and repairing, and certain repair materials (RMFR 528, Am. 6)	4602
Tobacco products (SR 14D, Am. 10)	4610
Tools, cutting (RMFR 136, Order 614)	4630
Transformers, specialty (RMFR 136, Am. 2 to Order 572)	4633
Wire and cable (MPR 82, Am. 4)	4603
SECURITIES AND EXCHANGE COMMISSION:	
Hearings, etc.:	
American Gas and Electric Co.	4638
Jersey Central Power & Light Co. et al.	4637

#### CONTENTS—Continued

SECURITIES AND EXCHANGE COMMISSION—Continued.	Page
Hearings, etc.—Continued.	
Long Island Lighting Co. et al.	4636
Mississippi Power & Light Co., and Electric Light & Power Corp.	4637
New England Public Service Co., and Public Service Co. of New Hampshire	4636
Northern States Power Co. (Del.) et al.	4634
United Chemicals, Inc.	4639
Utah Power & Light Co.	4637
TREASURY DEPARTMENT:	
General licenses; property certified by governments of specified countries	4601
WAR DEPARTMENT:	
Army exchanges, establishment	4601
CODIFICATION GUIDE	
A numerical list of the parts of the Code of Federal Regulations affected by documents published in this issue. Documents carried in the Cumulative Supplement by uncodified tabulation only are not included within the purview of this list.	
TITLE 3—THE PRESIDENT:	Page
Chapter I—Proclamations:	
2688	4597
Chapter II—Executive orders:	
9716	4597
TITLE 6—AGRICULTURAL CREDIT:	
Chapter II—Production and Marketing Administration (Commodity Credit Corporation):	
Part 260—Fluid milk payment program	4599
TITLE 7—AGRICULTURE:	
Chapter IX—Production and Marketing Administration (Marketing Agreements and Orders):	
Part 910—Fresh peas and cauliflower grown in Alamosa, Rio Grande, Conejos, Costilla, and Saguache Counties, Colo.	4599
Part 935—Milk in Omaha Council Bluffs marketing area	4599
Part 948—Milk in Sioux City, Iowa, marketing area	4600
TITLE 10—ARMY: WAR DEPARTMENT:	
Chapter V—Military reservations and national cemeteries:	
Part 504—Army exchanges	4601
TITLE 29—LABOR:	
Chapter XI—National Railway Labor Panel:	
Part 1301—General wage approvals	4601
TITLE 31—MONEY AND FINANCE:	
TREASURY:	
Chapter I—Monetary Offices, Department of Treasury:	
Part 131—General licenses under E.O. 8389	4601
TITLE 46—SHIPPING:	
Chapter II—United States Maritime Commission:	
Part 299—Rules and regulations, forms, and citizenship requirements	4611



## CODIFICATION GUIDE—Continued

TITLE 47—TELECOMMUNICATION:	Page
Chapter I—Federal Communications Commission:	
Part 12—Amateur radio; stations and operators.....	4611
TITLE 50—WILDLIFE:	
Chapter I—Fish and Wildlife Service, Department of Interior:	
Part 298—Production of fishery commodities or products.....	4611

## Regulations

## TITLE 6—AGRICULTURAL CREDIT

## Chapter II—Production and Marketing Administration (Commodity Credit Corporation)

PART 260—FLUID MILK PAYMENT PROGRAM  
REVOCATION OF OFFER TO MAKE FLUID MILK PAYMENTS IN NEW YORK METROPOLITAN AREA, JULY 1945 THROUGH JUNE 1946

The "Offer to Make Fluid Milk Payments in the New York Metropolitan Area during the Period July 1945 through June 1946" issued by the Commodity Credit Corporation and dated August 8, 1945 (10 F.R. 9823) is hereby revoked, effective April 25, 1946, at 12:01 a. m., e. s. t.

Issued this 24th day of April 1946.

[SEAL] COMMODITY CREDIT CORPORATION,  
By ROBERT H. SHIELDS,  
President.

Attest:

M. H. BRIGHTMAN,  
Assistant Secretary.

[F. R. Doc. 46-6907; Filed, Apr. 24, 1946;  
4:34 p. m.]

## TITLE 7—AGRICULTURE

## Chapter IX—Production and Marketing Administration (Marketing Agreements and Orders)

## PART 910—FRESH PEAS AND CAULIFLOWER GROWN IN THE COUNTIES OF ALAMOSA, RIO GRANDE, CONEJOS, COSTILLA, AND SAGUACHE IN THE STATE OF COLORADO

## TERMINATION OF SUSPENSION OF MARKETING ORDER

Pursuant to the applicable provisions of Public Act No. 10, 73d Congress, as amended and as reenacted and amended by the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), hereinafter referred to as the "act," it is hereby found and determined that the provisions of the marketing order, as amended, regulating the handling of fresh peas and cauliflower grown in the counties of Alamosa, Rio Grande, Conejos, Costilla, and Saguache in the State of Colorado, effective pursuant to said act, will, on and after 12:01

a. m., m. s. t., April 25, 1946, tend to effectuate the declared policy of the said act.

It is therefore ordered, That the order (10 F.R. 6155, effective as of 12:01 a. m., m. w. t., June 1, 1945) suspending the provisions of the said marketing order, as amended, regulating the handling of fresh peas and cauliflower grown in the counties of Alamosa, Rio Grande, Conejos, Costilla, and Saguache in the State of Colorado be, and the same hereby is, terminated, effective as of 12:01 a. m., m. s. t., April 25, 1946, and the said marketing order, as amended, is hereby declared to be in full force and effect from and after that time.

(48 Stat. 31, 670, 675; 49 Stat. 750; 50 Stat. 246; 52 Stat. 215; 53 Stat. 793; 56 Stat. 85; 7 U.S.C. 601 et seq.)

Done at Washington, D. C., this 24th day of April 1946.

[SEAL] CLINTON P. ANDERSON,  
Secretary of Agriculture.

[F. R. Doc. 46-6931; Filed, Apr. 25, 1946;  
11:02 a. m.]

## PART 935—MILK IN THE OMAHA-COUNCIL BLUFFS MARKETING AREA

## ORDER AMENDING ORDER, AS AMENDED, REGULATING THE HANDLING OF MILK

§ 935.1 Findings and determinations—  
(a) Findings upon the basis of the hearing record. Pursuant to Public Act No. 10, 73d Congress (May 12, 1933), as amended and as reenacted and amended by the Agricultural Marketing Agreement Act of 1937, as amended (hereinafter referred to as the "Act"), and the rules of practice and procedure governing proceedings to formulate marketing agreements and marketing orders (7 CFR, Cum. Supp. 900.1 et seq., 10 F.R. 11791), a public hearing was held upon certain proposed amendments to the tentatively approved marketing agreement and to the order, as amended, regulating the handling of milk in the Omaha-Council Bluffs marketing area. Upon the basis of the evidence introduced at such hearing and the record thereof, it is hereby found that:

(1) The said order, as amended, and as hereby further amended, and all of the terms and conditions of said order, as amended, and as hereby further amended, will tend to effectuate the declared policy of the act;

(2) The said order, as amended, and as hereby further amended, regulates the handling of milk in the same manner as and is applicable only to persons in the respective classes of industrial and commercial activity specified in the said tentatively approved marketing agreement upon which a hearing has been held; and

(3) The prices calculated to give milk produced for sale in the said marketing area a purchasing power equivalent to the purchasing power of such milk as determined pursuant to sections 2 and 8 (e) of the act are not reasonable in view of the price of feeds, available supplies of feeds, and other economic conditions which affect market supply of and demand for such milk, and the minimum

prices specified in the said order are such prices as will reflect the aforesaid factors, insure a sufficient quantity of pure and wholesome milk, and be in the public interest.

The foregoing findings are supplementary and in addition to the findings made in connection with the issuance of the aforesaid order and the findings made in connection with the issuance of each of the previously issued amendments thereto; and all of said previous findings are hereby ratified and affirmed except insofar as such findings may be in conflict with the findings set forth herein.

(b) Determinations. It is hereby determined that handlers (excluding cooperative associations of producers who are not engaged in processing, distributing or shipping milk covered by this amended order) of at least 50 percent of the volume of milk covered by said order, as amended and as hereby further amended, which is marketed within the Omaha-Council Bluffs marketing area, refused or failed to sign the tentatively approved marketing agreement regulating the handling of milk in the Omaha-Council Bluffs marketing area; and it is further determined that:

(1) The refusal or failure of such handlers to sign said tentatively approved marketing agreement tends to prevent the effectuation of the declared policy of the act;

(2) The issuance of this order further amending the order, as amended, is the only practical means, pursuant to the declared policy of the act, of advancing the interests of producers of milk which is produced for sale in the Omaha-Council Bluffs marketing area; and

(3) The issuance of this order further amending the said order, as amended, is approved or favored by at least two-thirds of the producers who, during the determined representative period, were engaged in the production of milk for sale in the Omaha-Council Bluffs marketing area.

§ 935.2 Order relative to handling. It is therefore ordered that, from and after the effective date hereof, the handling of milk in the Omaha-Council Bluffs marketing area shall be in conformity to and in compliance with the terms and conditions of the aforesaid order, as amended, and as hereby further amended, and the aforesaid order, as amended, is hereby further amended as follows:

Delete § 935.6 and substitute therefor the following:

§ 935.6 Minimum prices. Each handler shall pay at the time and in the manner set forth in § 935.10 not less than the following prices for milk of 3.8 percent butterfat content:

(a) Class I milk. The price per hundredweight for Class I milk during each delivery period shall be the basic price computed pursuant to paragraph (d) of this section, plus 75 cents.

(b) Class II milk. The price per hundredweight for Class II milk during each delivery period shall be the basic price computed pursuant to paragraph (d) of this section, plus 40 cents.



(c) *Class III milk.* The price per hundredweight for Class III milk during each delivery period shall be computed by the market administrator as follows: multiply by 3.8 the average price of 92-score butter at wholesale in the Chicago market as reported by the United States Department of Agriculture for the delivery period during which such milk is received, plus or minus 0.95 cent per hundredweight for each 1 cent that such average price of 92-score butter is above or below 20 cents, add 21 cents, and add a figure determined as follows: add 3 cents per hundredweight for each full one-half cent that the price of nonfat dry milk solids for human consumption is above 7 cents per pound. For purposes of determining this adjustment, the price per pound of nonfat dry milk solids to be used shall be the arithmetical average of the carlot prices for nonfat dry milk solids, both spray and roller process, for human consumption delivered at Chicago, as reported by the United States Department of Agriculture during the delivery period, including in such average the quotations for any part of the preceding delivery period which were not published and available for the price determination of such nonfat dry milk solids for the previous delivery period. In the event the United States Department of Agriculture does not publish carlot prices for nonfat dry milk solids for human consumption delivered at Chicago, the average of the carlot prices for nonfat dry milk solids for human consumption f. o. b. manufacturing plants, as reported by the United States Department of Agriculture for the Chicago area shall be used. In the latter event such price shall be subject to the following adjustment: add or subtract 3 cents per hundredweight for each full one-half cent that the price of nonfat dry milk solids for human consumption, f. o. b. manufacturing plant, is above or below 6 cents per pound.

(d) *Basic price.* The basic price to be used in determining the Class I and Class II prices shall be either the Class III price computed pursuant to paragraph (c) of this section or that computed in the following manner, whichever is higher: determine the average of the basic or field prices per hundredweight ascertained to have been paid for milk of 3.5 percent butterfat content received during the next preceding delivery period at the following plants:

*Concern and Location of Plant*

Amboy Milk Products Company, Amboy, Illinois.  
Borden Company, Dixon, Illinois.  
Borden Company, Sterling, Illinois.  
Carnation Milk Company, Northfield, Minnesota.  
Carnation Milk Company, Oregon, Illinois.  
Carnation Milk Company, Waverly, Iowa.  
Dean Milk Company, Belvidere, Illinois.  
Dean Milk Company, Pearl City, Illinois.  
Dean Milk Company, Pecatonica, Illinois.  
Fort Dodge Creamery Company, Fort Dodge, Iowa.  
Libby, McNeil & Libby Company, Morrison, Illinois.  
Pet Milk Company, Shullsburg, Wisconsin.  
United Milk Products Company, Argo, Fay, Illinois.

and divide by 3.5 and multiply by 3.8.

(e) *Emergency provision.* Whenever the Secretary finds and announces that the Class I and Class II prices computed for any delivery period pursuant to paragraphs (a) and (b) of this section are not in the public interest, the Class I and Class II prices for such delivery period shall be the same as the Class I and Class II prices for the previous delivery period.

(48 Stat. 31, 670, 675; 49 Stat. 750; 50 Stat. 246; 7 U.S.C. 601 et seq.)

Issued at Washington, D. C. this 4th day of April 1946, to be effective on and after the 1st day of May 1946.

[SEAL] CLINTON P. ANDERSON,  
Secretary of Agriculture.

Approved: April 22, 1946.

CHESTER BOWLES,  
Stabilization Director.

[F. R. Doc. 46-6909; Filed, Apr. 24, 1946;  
4:34 p. m.]

PART 948—MILK IN SIOUX CITY, IOWA,  
MARKETING AREA

ORDER AMENDING THE ORDER, AS AMENDED,  
REGULATING HANDLING OF MILK

§ 948.1 *Findings and determinations.*—  
(a) *Findings upon the basis of the hearing record.* Pursuant to Public Act No. 10, 73d Congress (May 12, 1933), as amended and as reenacted and amended by the Agricultural Marketing Agreement Act of 1937, as amended (hereinafter referred to as the "Act"), and the rules of practice and procedure governing proceedings to formulate marketing agreements and marketing orders (7 CFR, Cum. Supp. 900.1 et seq., 10 F.R. 11791), a public hearing was held upon certain proposed amendments to the tentatively approved marketing agreement and to the order, as amended, regulating the handling of milk in the Sioux City, Iowa, marketing area. Upon the basis of the evidence introduced at such hearing and the record thereof, it is hereby found that:

(1) The said order, as amended and as hereby further amended, and all of the terms and conditions of said order, as amended and as hereby further amended, will tend to effectuate the declared policy of the act;

(2) The said order, as amended and as hereby further amended, regulates the handling of milk in the same manner as and is applicable only to persons in the respective classes of industrial and commercial activity specified in the said tentatively approved marketing agreement upon which a hearing has been held; and

(3) The prices calculated to give milk produced for sale in the said marketing area a purchasing power equivalent to the purchasing power of such milk as determined pursuant to sections 2 and 8 (e) of the act are not reasonable in view of the price of feeds, available supplies of feeds, and other economic conditions which affect market supply of and demand for such milk, and the minimum prices specified in the said order, as hereby further amended, are such prices as will reflect the aforesaid factors, in-

sure a sufficient quantity of pure and wholesome milk, and be in the public interest.

The foregoing findings are supplementary and in addition to the findings made in connection with the issuance of the aforesaid order and the findings made in connection with the issuance of each of the previously issued amendments thereto; and all of said previous findings are hereby ratified and affirmed except insofar as such findings may be in conflict with the findings set forth herein.

(b) *Determinations.* It is hereby determined that handlers (excluding cooperative associations of producers who are not engaged in processing, distributing or shipping milk covered by this amended order) of at least 50 percent of the volume of milk covered by said order, as amended and as hereby further amended, which is marketed within the Sioux City, Iowa, marketing area, refused or failed to sign the tentatively approved marketing agreement regulating the handling of milk in the Sioux City, Iowa, marketing area; and it is further determined that:

(1) The refusal or failure of such handlers to sign said tentatively approved marketing agreement tends to prevent the effectuation of the declared policy of the act;

(2) The issuance of this order further amending the order, as amended, is the only practical means, pursuant to the declared policy of the act, of advancing the interests of producers of milk which is produced for sale in the Sioux City, Iowa, marketing area; and

(3) The issuance of this order further amending the said order, as amended, is approved or favored by at least two-thirds of the producers who, during the determined representative period were engaged in the production of milk for sale in the said Sioux City, Iowa, marketing area.

§ 948.2 *Order relative to handling.* It is therefore ordered that, from and after the effective date hereof, the handling of milk in the Sioux City, Iowa, marketing area shall be in conformity to and in compliance with the terms and conditions of the aforesaid order, as amended and as hereby further amended; and the aforesaid order, as amended, is hereby further amended as follows:

Delete § 948.6 and substitute therefor the following:

§ 948.6 *Minimum prices.* Each handler shall pay at the time and in the manner set forth in § 948.10 not less than the following prices for milk of 3.5 percent butterfat content:

(a) *Class I milk.* The price per hundredweight for Class I milk during each delivery period shall be the price for Class III milk computed pursuant to (c) of this section, plus 80 cents.

(b) *Class II milk.* The price per hundredweight for Class II milk during each delivery period shall be the price for Class III milk computed pursuant to paragraph (c) of this section plus 50 cents.

(c) *Class III milk.* The price per hundredweight for Class III milk shall be the price resulting from the following com-



putation by the market administrator: determine the average of the basic or field prices per hundredweight ascertained to have been paid for milk of 3.5 percent butterfat content received during the next preceding delivery period at the following plants:

*Concern and Location of Plant*

Amboy Milk Products Co., Amboy, Ill.  
Borden Co., Dixon, Ill.  
Borden Co., Sterling, Ill.  
Carnation Milk Co., Northfield, Minn.  
Carnation Milk Co., Oregon, Ill.  
Carnation Milk Co., Waverly, Iowa.  
Dean Milk Co., Belvidere, Ill.  
Dean Milk Co., Pearl City, Ill.  
Dean Milk Co., Pecatonica, Ill.  
Fort Dodge Creamery Co., Fort Dodge, Iowa.  
Libby, McNeill & Libby Co., Morrison, Ill.  
Pet Milk Co., Shullsburg, Wis.  
United Milk Products Co., Argo, Ill.

*Provided*, That in no event shall the price for Class III milk be less than that resulting from the following computation: multiply by 3.5 the average price of 92-score butter at wholesale on the Chicago market as reported by the United States Department of Agriculture for the delivery period during which such milk is received, plus or minus 0.875 cent per hundredweight for each 1 cent that such average price of 92-score butter is above or below 20 cents, add 21 cents and add a figure determined as follows: add 3 cents per hundredweight for each full one-half cent that the price of nonfat dry milk solids for human consumption is above 7 cents per pound. For purposes of determining this adjustment, the price per pound to be used shall be the arithmetical average of the carlot prices for nonfat dry milk solids, both spray and roller process, for human consumption delivered at Chicago, as reported by the United States Department of Agriculture during the delivery period, including in such average the quotation for any part of the preceding delivery period which were not published and available for the price determination of such nonfat dry milk solids for the previous delivery period. In the event the United States Department of Agriculture does not publish carlot prices for nonfat dry milk solids for human consumption delivered at Chicago, the average of the carlot prices for nonfat dry milk solids for human consumption f. o. b. manufacturing plant as reported by the United States Department of Agriculture for the Chicago area, shall be used. In the latter event such price shall be subject to the following adjustment: add or subtract 3 cents per hundredweight for each full one-half cent that the price of nonfat dry milk solids for human consumption, f. o. b. manufacturing plant, is above or below 6 cents per pound.

(d) *Emergency provision.* Whenever the Secretary finds and announces that the Class I and Class II prices computed for any delivery period pursuant to paragraphs (a) and (b) of this section are not in the public interest, the Class I and Class II prices for such delivery period shall be the same as the Class I and Class II prices for the previous delivery period.

(48 Stat. 31, 670, 675; 49 Stat. 750; 50 Stat. 246; 7 U.S.C. 601 et seq.)

Issued at Washington, D. C., this 4th day of April 1946 to be effective on and after the 1st day of May 1946.

[SEAL] CLINTON P. ANDERSON,  
*Secretary of Agriculture.*

Approved: April 22, 1946.

CHESTER BOWLES,  
*Economic Stabilization Director.*

[F. R. Doc. 46-6908; Filed, Apr. 24, 1946;  
4:34 p. m.]

**TITLE 10—ARMY: WAR DEPARTMENT**  
**Chapter V—Military Reservations and**  
**National Cemeteries**

**PART 504—ARMY EXCHANGES**

**ESTABLISHMENT OF ARMY EXCHANGES**

Section 504.2 is amended to read as follows:

§ 504.2 *Establishment.* The establishment or operation as an independent civilian enterprise of any of the activities which an exchange is authorized to operate under the provisions of § 504.5 is prohibited, *Provided, however*, That nothing herein shall be deemed to prohibit the operation of vending stands by blind persons in accordance with, and subject to the limitation of, the act of 20 June 1936 (49 Stat. 1559). (R.S. 161; 5 U.S.C. 22) [AR 210-65, 12 June 1945, as amended by C3, 10 April 1946]

[SEAL] EDWARD F. WITSELL,  
*Major General,*  
*The Adjutant General.*

[F. R. Doc. 46-6904; Filed, Apr. 24, 1946;  
1:45 p. m.]

**TITLE 29—LABOR**

**Chapter XI—National Railway Labor**  
**Panel**

**PART 1301—GENERAL WAGE APPROVALS**  
**RAILWAY CARRIERS**

§ 1301.1 *General Wage Approval No. 1.* (a) Pursuant to authority of Executive Order 9299, as modified by Executive Order 9581, and pursuant to section 308 (c) of the regulations of the Economic Stabilization Director of March 8, 1946 (Title 32, Part 4001, Code of Federal Regulations), the Chairman of the National Railway Labor Panel finds approvable under section 307 of such regulations, and accordingly, approves the granting by a carrier (as "carrier" is defined in section 1, First, of Title I of the Railway Labor Act amended), to such of its employees as are subject to the jurisdiction of the Chairman of wage or salary increases, effective as of January 1, 1946, in such amounts as will not exceed 16¢ per hour, \$1.28 per basic day, or the equivalent thereof expressed in weekly or monthly rates, above straight time rates currently in effect for such employees on April 2, 1946, less the amount of any general, across-the-board increases which a given carrier may have granted between August 18, 1945, and April 2, 1946, inclusive.

(b) This section is not applicable to any carrier subject to the Railway Labor

Act whose wage-setting practices follow the movements of any industry other than the railroad industry. In the case of organized employees with duly recognized bargaining representatives, the approval conveyed herein is applicable only in the event that the terms of the increase meet with the concurrence of such recognized bargaining representatives of the employees.

(c) This authorization is permissive in nature and shall not be construed as directing or ordering payment of such increases as are herein approved.

(E.O. 9299, Feb. 4, 1943; E.O. 9581, June 30, 1945; sec. 308 (c), Regs., Economic Stabilization Director, Mar. 8, 1946; 32 CFR, 1945 Supp., Part 4001)

H. H. SCHWARTZ,  
*Chairman.*

The above order is hereby approved under section 308 (c) of the Supplementary Wage and Salary Regulations of March 8, 1946, (11 F.R. 2517), but this approval shall not be construed as implying any opinion on the question whether wage or salary increases in excess of those herein found to be approvable would be consistent with the policy of the stabilization laws and of the executive orders and regulations issued thereunder.

CHESTER BOWLES,  
*Economic Stabilization Director.*

[F. R. Doc. 46-6905; Filed, Apr. 24, 1946;  
12:39 p. m.]

**TITLE 31—MONEY AND FINANCE:**  
**TREASURY**

**Chapter I—Monetary Offices, Department**  
**of the Treasury**

**PART 131—GENERAL LICENSES UNDER EXE-**  
**CUTIVE ORDER NO. 8389, APRIL 10, 1940,**  
**AS AMENDED AND REGULATIONS ISSUED**  
**PURSUANT THERETO**

**PROPERTY CERTIFIED BY GOVERNMENTS OF**  
**SPECIFIED COUNTRIES**

APRIL 26, 1946.

Amendment to General License No. 95 under Executive Order No. 8389, as amended, Executive Order 9193, as amended, section 5 (b) of the Trading with the Enemy Act, as amended by the First War Powers Act, 1941, relating to foreign funds control.

Paragraph (d) (1) of § 131.95 (General License No. 95) is hereby amended to read as follows:

§ 131.95 *Property certified by governments of specified countries.* \* \* \*

(d) *Definitions.* \* \* \*  
(1) The term "country specified herein" means the following:

- (i) France, effective October 5, 1945;
- (ii) Belgium, effective November 20, 1945;
- (iii) Norway, effective December 29, 1945;
- (iv) Finland, effective December 29, 1945;
- (v) The Netherlands, effective February 13, 1946;



(vi) Czechoslovakia, effective April 26, 1946;  
 (vii) Luxembourg, effective April 26, 1946;

and each country specified herein shall be deemed to include any colony or other territory subject to its jurisdiction.

(Sec. 5 (b), 40 Stat. 415 and 966; sec. 2, 48 Stat. 1; 54 Stat. 179; 55 Stat. 838; E.O. 8389, April 10, 1940, as amended by E.O. 8785, June 14, 1941, E.O. 8832, July 26, 1941, E.O. 8963, Dec. 9, 1941, and E.O. 8998, Dec. 26, 1941; E.O. 9193, July 6, 1942, as amended by E.O. 9567, June 8, 1945; Regulations, April 10, 1940, as amended June 14, 1941, July 26, 1941, and February 19, 1946)

[SEAL]

FRED M. VINSON,  
*Secretary of the Treasury.*

[F. R. Doc. 46-6930; Filed, Apr. 25, 1946;  
 10:46 a. m.]

## TITLE 32—NATIONAL DEFENSE

### Chapter XI—Office of Price Administration

#### PART 1305—ADMINISTRATION

[3d Rev. RO 3, Amdt. 2 to Supp. 1]

##### SUGAR

Supplement 1 to Third Revised Ration Order 3 is amended in the following respect:

Section 3.1 is amended by adding item No. 25 to read as follows:

Ration period	Stamp valid during ration period	Weight value of stamp
No. 25 (May 1, 1946 through Aug. 31, 1946).	Sugar ration book and book 4, spare stamp 49	5

This amendment shall become effective May 1, 1946.

Issued this 25th day of April 1946.

PAUL A. PORTER,  
*Administrator.*

[F. R. Doc. 46-6948; Filed, Apr. 25, 1946;  
 11:36 a. m.]

#### PART 1305—ADMINISTRATION

[SO 133, Amdt. 3]

#### INDIVIDUAL COMPANY ADJUSTMENT PROVISION FOR MANUFACTURERS OF CERTAIN PRODUCTS

A statement of the considerations involved in the issuance of this amendment to Supplementary Order No. 133, issued simultaneously herewith, has been filed with the Division of the Federal Register. Supplementary Order 133 is amended in the following respects:

1. The list of Maximum Price Regulations in Appendix A is amended to include the following:

Revised Price Schedule 7—Combed Cotton Yarns and the Processing thereof.

Maximum Price Regulation 11—Fine Cotton Goods.

Maximum Price Regulation 33—Carded Cotton Yarns and the Processing thereof.

<sup>1</sup> 11 F.R. 166.

<sup>2</sup> 10 F.R. 11658, 11809, 14560; 11 F.R. 712, 3528.

Maximum Price Regulation 35—Carded Grey and Colored Yarn Cotton Goods.

Revised Price Schedule 89—Bed Linens.

Maximum Price Regulation 118—Cotton Products.

Maximum Price Regulation 127—Finished Piece Goods.

2. A footnote 2 reading as follows is applied to the word "product" in section 2.

"Product" is intended to include "service", and "manufacturer" to include "processor", in cases where a service or a processor rendering a service is subject to maximum prices established by any of the regulations listed in Appendix A.

This amendment shall become effective April 25, 1946.

Issued this 25th day of April 1946.

PAUL A. PORTER,  
*Administrator.*

[F. R. Doc. 46-6962; Filed, Apr. 25, 1946;  
 11:35 a. m.]

#### PART 1305—ADMINISTRATION

[Rev. SO 119, Amdt. 6]

#### INDIVIDUAL ADJUSTMENTS FOR RECONVERTING MANUFACTURERS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Supplementary Order No. 119 is amended in the following respect:

1. "Leather luggage (except briefcases)", is added to the list of products under the heading of Durable Goods Price Branch in Appendix A.

This amendment shall become effective on the 30th day of April 1946.

Issued this 25th day of April 1946.

PAUL A. PORTER,  
*Administrator.*

[F. R. Doc. 46-6961; Filed, Apr. 25, 1946;  
 11:36 a. m.]

#### PART 1315—RUBBER AND PRODUCTS AND MATERIALS OF WHICH RUBBER IS A COMPONENT

[RMFR 528, Amdt. 6]

#### TIRES AND TUBES, RECAPPING AND REPAIRING, AND CERTAIN REPAIR MATERIALS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 528 is amended in the following respects:

1. Section 4 (c) is amended by substituting the words "Maximum discount" for the words "Minimum discount".

2. Section 17 (c) (2) is amended to read as follows:

(2) *Sound basic tire carcasses.* The maximum wholesale price for a sound basic tire carcass shall be determined by deducting a discount of at least 25 percent from the maximum price set forth in Tables B-II, B-IV, B-VI, B-VIII, or B-X.

3. Section 18 (b) (1) (ii) is amended to read as follows:

(ii) *Recapped tires (tire carcass furnished by seller).* The maximum wholesale price for a recapped tire shall be the maximum price for the recapping service supplied as calculated under (i) above, plus the maximum wholesale price for the particular tire carcass which is furnished by the seller determined under section 17 (c) (2).

This amendment shall become effective April 30, 1946.

Issued this 25th day of April 1946.

PAUL A. PORTER,  
*Administrator.*

[F. R. Doc. 46-6955; Filed, Apr. 25, 1946;  
 11:36 a. m.]

#### PART 1340—FUEL

[MPR 121, Amdt. 35]

#### MISCELLANEOUS SOLID FUELS DELIVERED FROM PRODUCING FACILITIES

A statement of considerations involved in the issuance of this amendment issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 1340.249 (d) (1) is amended to read as follows and § 1340.249 (d) (2) is deleted.

(d) (1) A producer of briquettes or packaged fuel may be authorized to increase his maximum prices to reflect any increase actually incurred in the cost (f. o. b. producer's or supplier's facility) of solid fuel used in the manufacture of such briquettes or packaged fuel in the manner and subject to the conditions hereinafter set forth; provided, that an increased maximum price, authorized under this provision, must be decreased in the same manner to reflect decreases subsequently incurred in the cost of solid fuel manufactured into such briquettes or packaged fuel and such price decreases reported to the Solid Fuels Price Branch of the Office of Price Administration, Washington 25, D. C., in accordance with subdivision (iii) below.

(i) A maximum price established under any of the provisions of this regulation for a briquette or packaged fuel may be increased by the difference between the cost of solid fuel (f. o. b. producer's or supplier's facility) on which that price is based, and subsequent costs (f. o. b. producer's or supplier's facility) actually incurred for such solid fuel manufactured into briquettes or packaged fuel; provided, that the new price is reported to the Solid Fuels Price Branch of the Office of Price Administration, Washington 25, D. C., and is approved in accordance with subdivision (iii) below.

(a) If a mixture of solid fuels is used in the manufacture of briquettes or packaged fuel, the total per ton costs of solid fuel shall be determined according to the percentage of each fuel used in the mixture. The increase in total per ton cost of solid fuel so determined and the proposed increase in price must be reported to the Solid Fuels Price Branch of the Office of Price Administration, Washington 25, D. C., and approved in accordance with subdivision (iii) below.



(b) The maximum price of a producer who at the request of the Solid Fuels Administrator for War has substituted a percentage of Pennsylvania anthracite for a portion of the bituminous coal formerly manufactured into briquettes or packaged fuel need not be decreased to reflect any decrease in total costs of solid fuel arising from such use of anthracite. Such producers in calculating subsequent increases in solid fuel costs shall determine the total increase by multiplying the increases in cost (f. o. b. producer's or supplier's facility) actually incurred on each of the ingredient fuels by the percentage of that solid fuel used in the mixture. Should the producer discontinue using the substitute portion of Pennsylvania anthracite, he shall determine any future increase in solid fuel costs by reference to the solid fuel costs and maximum prices in effect prior to the substitution of the anthracite.

(ii) A producer of briquettes or packaged fuel whose solid fuel costs (f. o. b. producer's or supplier's facility) fluctuate, may elect to redetermine his maximum prices on the basis of the weighted average cost (f. o. b. producer's or supplier's facility) of solid fuel used in the manufacture of the briquettes or packaged fuel during December 1941, as compared with such cost during the three most recent calendar months, adjusted every three months to reflect the cost of solid fuel during the previous three months.

(a) To redetermine a maximum price under this provision a producer shall:

(1) Determine his weighted average solid fuel cost during the most recent three calendar months. (The weighted average is determined by dividing the total cost (f. o. b. producer's or supplier's facility) of solid fuel processed into briquettes or packaged fuel during the three months by the total tonnage of briquettes or packaged fuel produced in the same period.)

(2) Subtract from the above average cost the December 1941, weighted average cost of solid fuel.

(3) Add the difference to his maximum price as originally determined under § 1340.249 (a), (b), (c) (1), or (c) (2) of this regulation.

(4) Recalculate every three months thereafter, his weighted average solid fuel cost for the previous three months, and add or subtract the difference between that figure and the previously computed solid fuels cost from the maximum price previously redetermined.

(5) Report the new proposed price to the Office of Price Administration in accordance with subdivision (iii) below.

(6) A producer pricing under this provision whose solid fuel costs are subsequently stabilized by virtue of purchase contract arrangements or other reasons must revert to pricing under subdivision (i) above as soon as he begins to use the solid fuel received at the stabilized price.

(b) In using this subdivision (ii), a producer of briquettes or packaged fuel whose maximum prices have been established by order pursuant to § 1340.249 (c) (3) or adjusted under § 1340.247a (c) of this regulation, shall substitute for the "December 1941 weighted average solid fuel costs" and "the maximum price orig-

inally determined," the solid fuel cost on which the order was based and the prices established by the order, respectively.

(iii) Use of OPA Form 653-432 is discontinued. Instead, each time a producer redetermines his maximum prices under this § 1340.249 (d) (1) he must file a report of such proposed price changes in duplicate, by registered mail, with the Solid Fuels Price Branch, Office of Price Administration, Washington 25, D. C. A redetermined price reported under this subdivision (iii) may not be put into effect until that price has been approved by the Office of Price Administration, but the reported price shall be deemed to be approved ten days after mailing the report unless, within that time, the Office of Price Administration notifies the seller by order that his proposed price has been disapproved. The report shall indicate under which of the above paragraphs the price is redetermined and shall set forth the following information:

(a) A description of the solid fuels used, giving kind and size, district of origin, and mine index number.

(b) Previous and present purchase price, f. o. b. source of supply, and freight to plant.

(c) Proportions of each fuel used in the mixture, if a mixture is used.

(d) Amount of increase or decrease calculated in solid fuel costs and the actual computations made in arriving at that figure.

(e) The last previous schedule of prices to which the increase or decrease is applied, and the schedule of redetermined maximum prices, by class of purchasers (as determined by type of sale and quantity purchased).

(f) Discounts or allowance made during December 15-31, 1941, and still in effect.

NOTE: All record-keeping and reporting requirements of this amendment have been approved by the Bureau of the Budget, in accordance with the Federal Reports Act of 1942.

This amendment shall become effective April 30, 1946.

Issued this 25th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-6952; Filed, Apr. 25, 1946; 11:34 a. m.]

#### PART 1347—PAPER, PAPER PRODUCTS, RAW MATERIALS FOR PAPER & PAPER PRODUCTS, PRINTING & PUBLISHING

[MPR 32<sup>1</sup>, Amdt. 2]

##### PAPERBOARD

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 32 is amended in the following respects:

1. In Appendix C (a), item 5 (i) (milk bottle stock) is deleted.

<sup>1</sup> 11 F.R. 3249, 3413.

2. In Appendix D, subparagraph (a) (3) is added to read as follows:

(3) *Milk bottle stock.* The maximum price for milk bottle stock shall be \$120 per ton in rolls and \$125 per ton in sheets, f. o. b. mill, with carload freight allowed not exceeding \$10.00 per ton. All discounts and allowances granted during October 1, 1940 to October 15, 1941 shall continue to apply.

This order shall become effective April 25, 1946.

Issued this 25th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-6951; Filed, Apr. 25, 1946; 11:33 a. m.]

#### PART 1349—ELECTRICAL GENERATION, TRANSMISSION, CONVERSION AND DISTRIBUTION APPARATUS

[MPR 82, Amdt. 4]

##### WIRE AND CABLE

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 82 is amended in the following respects:

1. The following paragraph (f) is added to section 16.

(f) *Non-metallic sheathed cable.* (1) The maximum manufacturers' prices for the sale of non-metallic sheathed cable shall be determined pursuant to the Schedule of Manufacturers' Prices set forth in Appendix F to this regulation, subject to any price differential in effect to any purchaser of the same class on the base date. The manufacturer shall apply to the prices listed in Appendix F all discounts, (including the standard cash discounts) and other conditions of sale which the manufacturer had in effect on the base date.

(2) *Resellers.* The maximum prices for sales by resellers of any items described in subparagraph (1) above shall be determined as follows: The reseller shall apply to the list prices which a manufacturer is authorized to use pursuant to subparagraph (1), all allowances, discounts and other deductions that he had in effect to a purchaser of the same class just prior to April 25, 1946.

(3) *Zone pricing.* The zones set forth in Appendix F are the standard geographical zones uniformly recognized in the industry. Sellers of non-metallic sheathed cable are required to maintain the zone pricing established in Appendix F. Zone adjustments that increase the net delivered prices of non-metallic sheathed cable are not permitted.

2. The following Appendix F is added:

#### APPENDIX F—TYPES R AND T NON-METALLIC SHEATHED CABLE SCHEDULE OF MANUFACTURERS' PRICES

##### INDEX TO ZONES

*Zone of Destination Determines Price Basis*

##### ZONE A

Connecticut, Delaware, District of Columbia, Maryland, Massachusetts, New Hamp-



shire, New Jersey, New York, Pennsylvania, Rhode Island, and Vermont.

## ZONE B

Illinois, Indiana, Iowa, Burlington, Clinton, Davenport, Dubuque, Muscatine—Balance of Iowa (Zone C); Kentucky, Maine, Michigan, (except Northern Peninsula—(Zone C)); Missouri (St. Louis—Balance of Missouri (Zone C)); Ohio, Tennessee (Bristol, Johnson City, Kingsport—Balance of Tennessee (Zone C)); Virginia, West Virginia, Wisconsin (South of line drawn from North boundary Green Bay to North boundary LaCrosse—Balance of Wisconsin (Zone C)).

## ZONE C

California (San Francisco, Oakland, Los Angeles, Long Beach—Balance of California (Zone D)); Iowa (except Burlington, Clinton, Davenport, Dubuque, Muscatine—(Zone B)); Michigan (Northern Peninsula—Balance of Michigan (Zone B)); Minnesota (East of line drawn North and South through West boundary of Mankato—Balance of Minnesota (Zone D)); Missouri (except St. Louis (Zone B)); Nebraska (Omaha—Balance of Nebraska (Zone D)); North Carolina; Oregon (Portland—Balance of Oregon (Zone D)); South Carolina; South Dakota (Sioux Falls—Balance of South Dakota (Zone E)); Tennessee (except Bristol, Johnson City, Kingsport (Zone B)); Washington (Seattle, Tacoma—Balance of Washington (Zone D)); Wisconsin (North of line drawn from North boundary Green Bay to North boundary LaCrosse—Balance of Wisconsin (Zone B)).

## ZONE D

Alabama, Arkansas, California (except San Francisco, Oakland, Los Angeles, Long Beach); Florida, Georgia, Kansas, Louisiana, Minnesota (west of line drawn North and South through West boundary of Mankato—Balance of Minnesota (Zone C)); Mississippi, Nebraska (except Omaha (Zone C)); North Dakota (Fargo, Grand Forks—Balance of North Dakota (Zone E)); Oregon (except Portland (Zone C)); Oklahoma, Texas (except west of line drawn North and South continuing Texas-New Mexico state line—Balance of Texas (Zone D)); Washington (except Seattle, Tacoma).

## ZONE E

Arizona, Colorado, Idaho, Montana, Nevada, New Mexico, North Dakota (except Fargo and Grand Forks (Zone D)); South Dakota (except Sioux Falls (Zone C)); Texas (West of line drawn North and South continuing Texas-New Mexico state line—Balance of Texas (Zone D)); Utah, Wyoming.

For shipment to destinations not shown above, price on Zone basis, F. O. B. Steamer Dock at point of embarkation.

The above are standard zones—Zone adjustments that increase the net delivered prices are not allowable.

## NONMETALLIC SHEATHED CABLE TYPE R OR T CONDUCTORS

[Prices per 1,000 feet]

## ZONE A—WITHOUT GROUND WIRE

Size of cable	Approx. feet per coil	Approx. lbs. per 1,000 ft.	A Full coil to 999 ft.	B 1,000 ft. to 4,999 ft.	C 5,000 ft. and over
14/2	250	104	\$32.50	\$30.20	\$29.00
12/2	200	125	43.00	39.80	38.10
10/2	200	155	57.80	52.70	50.20
8/2	125	240	105.00	95.90	91.60
6/2	125	368	150.00	137.00	130.00
4/2	125	488	222.00	202.00	193.00
14/3	200	165	53.40	48.80	46.50
12/3	200	200	69.50	63.70	60.40
10/3	200	250	83.80	76.60	72.90
8/3	125	400	136.00	124.00	118.00
6/3	125	576	197.00	180.00	172.00
4/3	125	776	328.00	299.00	285.00

## NONMETALLIC SHEATHED CABLE TYPE R OR T CONDUCTORS—Continued

[Prices per 1,000 feet]

## ZONE A—WITH GROUND WIRE

Size of cable	Approx. feet per coil	Approx. lbs. per 1,000 ft.	A Full coil to 999 ft.	B 1,000 ft. to 4,999 ft.	C 5,000 ft. and over
14/2	250	108	\$35.90	\$33.10	\$31.70
12/2	200	135	47.10	43.20	41.10
10/2	200	175	63.40	57.90	55.00
8/2	125	260	111.00	101.00	96.50
6/2	125	410	166.00	152.00	145.00
4/2	125	560	244.00	223.00	212.00
14/3	200	175	56.80	52.00	49.40
12/3	200	210	74.10	67.80	64.50
10/3	200	270	89.20	81.40	77.30
8/3	125	435	142.00	130.00	123.00
6/3	125	630	206.00	188.00	179.00
4/3	125	860	348.00	318.00	303.00

## ZONE B—WITHOUT GROUND WIRE

Size of cable	Approx. feet per coil	Approx. lbs. per 1,000 ft.	A Full coil to 999 ft.	B 1,000 ft. to 4,999 ft.	C 5,000 ft. and over
14/2	250	104	\$33.10	\$30.80	\$29.60
12/2	200	125	44.30	40.50	38.80
10/2	200	155	58.60	53.60	51.00
8/2	125	240	107.00	97.10	92.80
6/2	125	368	162.00	138.00	132.00
4/2	125	488	224.00	205.00	195.00
14/3	200	165	54.20	49.70	47.30
12/3	200	200	70.60	64.80	61.50
10/3	200	250	85.30	78.00	74.40
8/3	125	400	138.00	127.00	121.00
6/3	125	576	201.00	183.00	175.00
4/3	125	776	332.00	303.00	289.00

## WITH GROUND WIRE

Size of cable	Approx. feet per coil	Approx. lbs. per 1,000 ft.	A Full coil to 999 ft.	B 1,000 ft. to 4,999 ft.	C 5,000 ft. and over
14/2	250	108	\$36.50	\$33.70	\$32.30
12/2	200	135	47.70	43.80	41.80
10/2	200	175	64.30	58.70	55.90
8/2	125	260	112.00	103.00	97.90
6/2	125	410	169.00	154.00	147.00
4/2	125	560	247.00	226.00	215.00
14/3	200	175	57.80	52.90	50.30
12/3	200	210	75.20	68.90	65.60
10/3	200	270	90.60	82.80	78.80
8/3	125	435	144.00	132.00	126.00
6/3	125	630	209.00	192.00	182.00
4/3	125	860	353.00	323.00	308.00

## ZONE C—WITHOUT GROUND WIRE

Size of cable	Approx. feet per coil	Approx. lbs. per 1,000 ft.	A Full coil to 999 ft.	B 1,000 ft. to 4,999 ft.	C 5,000 ft. and over
14/2	250	104	\$33.70	\$31.30	\$30.10
12/2	200	125	45.00	41.20	39.50
10/2	200	155	59.40	54.40	51.90
8/2	125	240	108.00	98.40	94.10
6/2	125	368	154.00	140.00	134.00
4/2	125	488	227.00	207.00	198.00
14/3	200	165	55.20	50.60	48.30
12/3	200	200	71.70	65.90	62.60
10/3	200	250	86.60	79.30	75.70
8/3	125	400	140.00	129.00	123.00
6/3	125	576	204.00	187.00	178.00
4/3	125	776	336.00	308.00	294.00

## WITH GROUND WIRE

Size of cable	Approx. feet per coil	Approx. lbs. per 1,000 ft.	A Full coil to 999 ft.	B 1,000 ft. to 4,999 ft.	C 5,000 ft. and over
14/2	250	108	\$37.10	\$34.40	\$33.00
12/2	200	135	48.60	44.70	42.60
10/2	200	175	65.30	59.70	56.90
8/2	125	260	114.00	104.00	99.20
6/2	125	410	171.00	156.00	149.00
4/2	125	560	250.00	229.00	218.00
14/3	200	175	58.70	53.90	51.30
12/3	200	210	76.50	70.10	66.80
10/3	200	270	92.20	84.40	80.30
8/3	125	435	147.00	135.00	128.00
6/3	125	630	213.00	195.00	186.00
4/3	125	860	358.00	328.00	313.00

## ZONE D—WITHOUT GROUND WIRE

Size of cable	Approx. feet per coil	Approx. lbs. per 1,000 ft.	A Full coil to 999 ft.	B 1,000 ft. to 4,999 ft.	C 5,000 ft. and over
14/2	250	104	\$34.70	\$32.20	\$31.10
12/2	200	125	46.00	42.20	40.50
10/2	200	155	60.60	55.50	53.00
8/2	125	240	110.00	100.00	96.00
6/2	125	368	156.00	143.00	137.00
4/2	125	488	230.00	211.00	202.00
14/3	200	165	56.50	52.00	49.70
12/3	200	200	73.40	67.80	64.20
10/3	200	250	88.70	81.40	77.80
8/3	125	400	144.00	132.00	126.00
6/3	125	576	209.00	191.00	183.00
4/3	125	776	343.00	314.00	300.00

## NONMETALLIC SHEATHED CABLE TYPE R OR T CONDUCTORS—Continued

[Prices per 1,000 feet]

## ZONE D—WITH GROUND WIRE

Size of cable	Approx. feet per coil	Approx. lbs. per 1,000 ft.	A Full coil to 999 ft.	B 1,000 ft. to 4,999 ft.	C 5,000 ft. and over
14/2	250	108	\$38.10	\$35.30	\$33.90
12/2	200	135	49.70	45.80	43.70
10/2	200	175	66.60	61.00	58.20
8/2	125	260	116.00	106.00	101.00
6/2	125	410	174.00	159.00	152.00
4/2	125	560	254.00	233.00	222.00
14/3	200	175	60.20	55.30	52.70
12/3	200	210	78.20	71.80	68.50
10/3	200	270	94.40	86.60	82.50
8/3	125	435	150.00	138.00	132.00
6/3	125	630	218.00	200.00	191.00
4/3	125	860	365.00	335.00	320.00

## ZONE E—WITHOUT GROUND WIRE

Size of cable	Approx. feet per coil	Approx. lbs. per 1,000 ft.	A Full coil to 999 ft.	B 1,000 ft. to 4,999 ft.	C 5,000 ft. and over
14/2	250	104	\$36.10	\$33.80	\$32.50
12/2	200	125	47.70	43.90	42.20
10/2	200	155	62.60	57.50	55.00
8/2	125	240	113.00	103.00	99.10
6/2	125	368	161.00	148.00	142.00
4/2	125	488	237.00	218.00	208.00
14/3	200	165	58.90	54.30	52.00
12/3	200	200	76.10	70.30	67.00
10/3	200	250	92.10	84.80	81.20
8/3	125	400	149.00	138.00	132.00
6/3	125	576	216.00	199.00	191.00
4/3	125	776	353.00	325.00	311.00

## WITH GROUND WIRE

Size of cable	Approx. feet per coil	Approx. lbs. per 1,000 ft.	A Full coil to 999 ft.	B 1,000 ft. to 4,999 ft.	C 5,000 ft. and over
14/2	250	108	\$39.60	\$36.80	\$35.40
12/2	200	135	51.50	47.60	45.50
10/2	200	175	68.90	63.30	60.50
8/2	125	260	119.00	109.00	105.00
6/2	125	410	179.00	165.00	158.00
4/2	125	560	262.00	240.00	230.00
14/3	200	175	62.60	57.80	55.20
12/3	200	210	81.10	74.70	71.40
10/3	200	270	98.10	90.30	86.20
8/3	125	435	156.00	144.00	138.00
6/3	125	630	226.00	209.00	200.00
4/3	125	860	377.00	347.00	331.00

This amendment shall become effective April 30, 1946.

Issued this 25th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-6956; Filed, Apr. 25, 1946; 11:36 a. m.]

## PART 1360—MOTOR VEHICLES AND MOTOR VEHICLE EQUIPMENT

[MPR 452, Amdt. 13]

## MANUFACTURERS' MAXIMUM PRICES FOR AUTOMOTIVE PARTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

A new section 14c is added to Article III of Maximum Price Regulation 452, to read as follows:

SEC. 14c. Maximum prices and suggested resale prices for mufflers, tail pipes and exhaust pipes of certain manufacturers. Notwithstanding the provisions of section 6 or 7 of this regulation, maximum prices and applicable suggested resale prices shall be established in accordance with this section for mufflers, tail pipes and exhaust pipes of manufacturers, except passenger automobile and commercial motor vehicle manufac-



turers, who had maximum prices for them under section 6 or 7 prior to the effective date of this section.

(a) *Manufacturers' maximum prices.* Each manufacturer under this section may charge prices for his mufflers, tail pipes and exhaust pipes which shall return to him on each sale an amount no greater than the next maximum price he could have charged under section 6 or 7, if such a section were applicable to these parts, increased by 12%. However, instead of such maximum prices a manufacturer who has received an adjustment in maximum prices under section 16 may charge the adjusted net maximum prices he was authorized to charge by such adjustment.

(b) *Suggested resale prices.* Suggested retail list prices for the parts covered by this section shall be no higher than the dollar and cents amounts of suggested retail list prices which the manufacturer had in effect prior to the effective date of this section except as provided in the following sentence. In the case of a manufacturer who has received an increase in maximum prices under section 16, other than an even-steven adjustment, his suggested retail prices shall be no higher than the suggested retail prices he had in effect prior to the increase adjusted to reflect percentagewise the amount of his increase which was in excess of 12%.

Suggested resale prices for sales at wholesale to retail sellers shall be no higher than the dollar and cents amounts of the suggested resale prices which the manufacturer had in effect for such sales prior to the effective date of this section increased by 2.4%, except as provided in the following sentence. In the case of a manufacturer who has received an increase in maximum prices under section 16, other than an even-steven adjustment, his suggested resale prices for sales at wholesale shall be no higher than the suggested resale prices he had in effect prior to that increase adjusted to reflect an increase in such prices not to exceed the sum of the following:

(1) 2.4% of the resale prices in effect prior to the adjustment under section 16; and

(2) The amount obtained by multiplying the resale prices in effect prior to the adjustment under section 16 by the number of percentage points by which the amount of the increase under section 16 the manufacturer is using exceeds 12%.

If a manufacturer sells to a type of wholesaler called distributor at the same price he sells to a type of wholesaler called jobber less a discount and the distributor resells to the jobber at the same price as the manufacturer charges the jobber, then the manufacturer shall establish a suggested resale price for the distributor which shall not exceed the maximum net price that the distributor charged prior to the effective date of this section increased by 12% except as provided in the following sentence. If the manufacturer received an adjustment under section 16 higher than the 12% increase permitted under this section and is using the higher figure the suggested resale price for the distributor shall be an amount not greater than the maximum net price of the distributor prior to the adjustment under section 16 ad-

justed to reflect the sum of the following:

(3) 12% of the distributor's maximum price prior to the adjustment under section 16; and

(4) The amount obtained by multiplying the distributor's maximum price in effect prior to the adjustment under section 16 by the number of percentage points by which the amount of the increase under section 16 which the manufacturer is using exceeds 12%.

(c) *New prices for manufacturers and resellers.*—(1) *For manufacturers.* The provisions in section 6 or 7 which require or permit a manufacturer to recompute a maximum price established in accordance with that section or to establish a maximum price for the first time shall apply to maximum prices under this section. The determination of a recomputed maximum price or a new maximum price shall be made by using the provisions of section 9 or 12, whichever is applicable, and by increasing the determined price under the applicable section by 12%.

(2) *Suggested resale list prices for resellers.* Manufacturers shall determine either the discount from list or the markup over manufacturers' prices for parts previously priced which are in effect for sales by resellers as a result of pricing under this section, except that manufacturers who use the adjustments received under section 16 shall use in determining this discount or markup for resellers other than the distributor specifically covered in paragraph (b) (2) only a 12% increase in their March 31, 1942 prices, a 2.4% increase in March 31, 1942 wholesalers' suggested resale prices, and the March 31, 1942 suggested retail list prices. Manufacturers shall use this discount or markup structure in establishing resale prices based on adjusted list prices permitted by (1) above.

(3) *Individual adjustments.* Individual adjustments in manufacturers' maximum prices established under this section may be applied for, and obtained, in accordance with Supplementary Order 142. When a manufacturer receives an individual adjustment in his maximum prices in accordance with Supplementary Order 142, he shall adjust his applicable suggested resale prices in accordance with section 2 (d) (1) of that supplementary order.

(d) *Reports and filings.* Manufacturers may charge maximum prices in accordance with this section without receiving prior approval from the OPA. However, each manufacturer shall notify by letter the Automotive Branch, OPA National Office, Washington, D. C., within fifteen days from the effective date of this section, of the amount of the increase of 12% permitted by this section which it shall reflect in its maximum net prices. Manufacturers who received adjustments under section 16 who elect to use the adjustments instead of the increase of 12% shall notify the Automotive Branch within the fifteen day period of this election.

Each manufacturer shall prepare revised price lists, catalogs, or supplements to existing price lists or catalogs to reflect the resale prices it determines under this section, and shall furnish copies of such price lists, catalogs or supple-

ments to its list price purchasers and to the OPA. Pending the issuance of the revised price lists, catalogs or supplements to existing price lists or catalogs, the manufacturer may notify such purchasers of applicable resale prices by including such prices on invoices to such purchasers.

In addition, each manufacturer shall furnish to his list price purchasers the notice required by paragraph (b) of section 10, and shall give such notice in accordance with paragraph (c) of that section.

This amendment shall become effective April 25, 1946.

Issued this 25th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-6957; Filed, Apr. 25, 1946; 11:37 a. m.]

#### PART 1305—ADMINISTRATION

[Rev. SO 114, Corr. to Amdt. 5]

##### ADJUSTABLE PRICING OF CERTAIN COTTON TEXTILES

Amendment 5 to Revised Supplementary Order 114 is corrected as follows:

The first sentence of item 2 is corrected to read as follows: "2. Section 3 (g) is added to read as follows:"

This correction shall become effective April 25, 1946.

Issued this 25th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-6960; Filed, Apr. 25, 1946; 11:37 a. m.]

#### PART 1365—HOUSEHOLD FURNITURE

[MPR 548, Amdt. 6]

##### METAL UPHOLSTERY SPRINGS, CONSTRUCTIONS AND ACCESSORIES

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith; and it has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 548 is amended in the following respects:

1. Section 11b is added to read as follows:

SEC. 11b. *Interim adjustable pricing.* (a) With respect to articles covered by this regulation which the manufacturer produces and distributes from April 30, 1946 to the effective date of the Price Administrator's action on the industry's request for an increase in maximum prices to compensate for recent increases in basic wage rate schedules, manufacturers are authorized to charge maximum prices established by Maximum Price Regulation No. 548, to be adjusted upwards after deliveries by the amount of the increase which the Price Administrator may authorize in such maximum prices.

(b) During the period from April 30, 1945 to the effective date of the Price Administrator's action on the industry's request for an increase in maximum



prices to compensate for recent increases in basic wage rate schedules, resellers of articles covered by this regulation which have been invoiced to them at adjustable maximum prices in accordance with paragraph (a), may sell such articles at the applicable maximum prices authorized for their sales by Maximum Price Regulation No. 548, to be adjusted upwards after delivery by the amount of the increase.

(c) This section shall not have any force and effect on and after the effective date of the action taken by the Price Administrator on the industry's request for an increase in maximum prices to compensate for recent increases in basic wage rate schedules.

This amendment shall become effective on April 30, 1946.

Issued this 25th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-6959; Filed, Apr. 25, 1946;  
11:37 a. m.]

**PART 1365—HOUSEHOLD FURNITURE**  
[MPR 548, Amdt. 5]

**METAL UPHOLSTERY SPRINGS, CONSTRUCTION AND ACCESSORIES**

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith; and it has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 548 is amended in the following respects:

1. Section 1 (a) (9) is added, to read as follows:

(9) Inner constructions for dual purpose sleeping equipment.

2. Section 1 (a) (10) is added, to read as follows:

(10) The following boxspring, inner constructions:

(i) Those made of all wire.

(ii) Those where the wire construction is an integral part of the base.

3. Section 1 (b) (1) is amended to read as follows:

(1) Hand tied boxspring constructions. (Prices for these continue under Maximum Price Regulation No. 158 for manufacturers, and under the General Maximum Price Regulation for other sellers.)

4. Section 1 (b) (2) is deleted.

5. Section 4 is amended in the following respects:

a. Under Type I, the ceiling prices for the item "Base price per cwt" are amended to read as follows:

Base price per cwt. \$7.70 \$9.55

b. Under Type II:

The base price of Item 3 is amended to read: \$9.95.

The base price of Item 4 is amended to read: \$13.15.

The base price of Item 5 is amended to read: \$6.10.

The base price of Item 6 is amended to read: \$6.90.

(c) Under Type III:

9 F.R. 8047, 12027; 10 F.R. 7624; 11 F.R. 2115, 3255.

The table of base prices is amended to read as follows:

[Base price per thousand coils]

Diameter of coils (inches)	Gauge of coils						
	13½	14	14½	15	15½	16	17
2					15.60	15.30	15.05
2¼					16.60	16.35	16.05
2½					17.35	17.10	16.90
2¾			18.65	18.40	18.10	17.85	
3		20.00	19.65	19.25	18.95	18.60	
3¼		21.05	20.70	20.35	20.00		
3½	22.60	22.15	21.70	21.30			
3¾	23.45	22.90	22.45				

The table of fabric and bookfold sisal extras is amended to read as follows:

FABRIC AND BOOKFOLD SISAL EXTRAS TO BASE PRICE

Diameter (inches)	Kind of cover		
	3-ounce bookfold sisal	Covers averaging 3.01-4.99 square yards per pound	Covers averaging 3 square yards or less per pound
2	\$3.30	\$1.50	\$3.00
2¼	3.85	1.70	3.35
2½	4.40	1.95	3.85
2¾	4.95	2.20	4.35
3	5.50	2.50	5.00
3¼	6.35	2.80	5.60
3½	7.45	3.05	6.10
3¾	8.00	3.30	6.60

The table of deductions where the cover is supplied by the purchaser is amended to read as follows:

DEDUCTIONS WHERE COVER IS SUPPLIED BY PURCHASER

Diameter (inches)	Kind of cover	
	Roll goods (in full rolls)	Remnants
2	\$3.60	\$2.70
2¼	4.20	3.20
2½	4.80	3.60
2¾	5.40	4.20
3	6.00	4.80
3¼	6.90	5.70
3½	8.10	6.90
3¾	8.70	7.50

(d) Under Type IV, the schedule of base prices is amended to read as follows:

[Schedule of base prices for items 8 and 9. Price in cents]

Size	Coil count by row	Fabric covered			Sisal covered	
		Uncovered units	5 square yards per pound or lighter	3.01-4.99 square yards per pound	3 square yards per pound or heavier	Sisal encased 3 ounces Bookfold extra (add to base price)
15 x 15	4 x 3	\$0.280	\$0.379	\$0.414	\$0.446	\$0.524
15 x 17	4 x 3	.282	.391	.428	.464	.550
16 x 16	4 x 3	.282	.391	.428	.464	.550
16 x 17	4 x 3	.283	.396	.436	.473	.563
17 x 17	4 x 3	.284	.403	.445	.484	.578
15 x 16	4 x 4	.311	.415	.451	.485	.567
15 x 17	4 x 4	.312	.421	.458	.494	.580
15 x 18	4 x 4	.313	.426	.466	.503	.592
15 x 19	4 x 4	.314	.432	.473	.512	.605
16 x 16	4 x 4	.314	.432	.473	.512	.605
16 x 17	4 x 4	.313	.426	.466	.503	.594
16 x 18	4 x 4	.314	.432	.473	.512	.608
16 x 19	4 x 4	.314	.438	.480	.521	.621
16 x 20	4 x 4	.316	.443	.488	.530	.633
17 x 18	4 x 4	.315	.439	.482	.523	.622
17 x 22	4 x 4	.319	.465	.516	.565	.680
15 x 20	4 x 5	.364	.487	.529	.570	.687
15 x 21	4 x 5	.365	.492	.537	.579	.697
16 x 21	4 x 5	.366	.501	.547	.592	.696
17 x 17	5 x 4	.363	.482	.524	.563	.657
17 x 18	5 x 4	.364	.488	.531	.572	.671
17 x 19	5 x 4	.365	.495	.540	.583	.685

[Schedule of base prices for items 8 and 9. Price in cents]

Size	Coil count by row	Fabric covered				Sisal covered	
		Uncovered units	5 square yards per pound or lighter	3.01-4.99 square yards per pound	3 square yards per pound or heavier	Sisal encased 3 ounces	Bookfold extra (add to base price)
17 x 20	5 x 4	\$0.366	\$0.501	\$0.547	\$0.592	\$0.698	\$0.255
18 x 18	5 x 4	.365	.495	.540	.583	.685	.245
18 x 19	5 x 4	.366	.502	.549	.594	.699	.250
18 x 20	5 x 4	.367	.507	.556	.603	.713	.266
18 x 21	5 x 4	.368	.514	.565	.614	.727	.275
19 x 19	5 x 4	.367	.507	.556	.603	.713	.265
19 x 20	5 x 4	.368	.514	.565	.614	.729	.277
19 x 21	5 x 4	.370	.522	.575	.625	.745	.288
20 x 20	5 x 4	.370	.522	.575	.625	.745	.288
20 x 21	5 x 4	.372	.530	.585	.637	.763	.299
21 x 21	5 x 4	.373	.538	.596	.650	.780	.312
16 x 19	5 x 5	.420	.544	.587	.628	.726	.234
16 x 20	5 x 5	.421	.550	.594	.637	.739	.244
16 x 21	5 x 5	.422	.555	.602	.646	.752	.254
17 x 19	5 x 5	.421	.551	.596	.639	.740	.245
17 x 20	5 x 5	.422	.557	.603	.648	.754	.255
17 x 21	5 x 5	.423	.563	.612	.659	.769	.265
17 x 24	5 x 5	.426	.584	.639	.691	.815	.299
18 x 19	5 x 5	.422	.558	.605	.650	.756	.256
18 x 20	5 x 5	.423	.563	.612	.659	.770	.266
18 x 21	5 x 5	.424	.569	.620	.668	.784	.276
18 x 22	5 x 5	.425	.575	.627	.677	.798	.285
19 x 21	5 x 5	.425	.579	.630	.680	.800	.288
19 x 22	5 x 5	.426	.584	.639	.691	.815	.298
20 x 22	5 x 5	.428	.592	.649	.703	.832	.310
21 x 22	5 x 5	.430	.602	.662	.719	.851	.324
19 x 19	6 x 5	.490	.630	.679	.726	.830	.265
19 x 20	6 x 5	.491	.637	.688	.737	.852	.277
19 x 21	6 x 5	.492	.644	.697	.747	.867	.288
19 x 22	6 x 5	.494	.652	.707	.759	.882	.299
20 x 20	6 x 5	.492	.644	.697	.747	.867	.288
20 x 21	6 x 5	.494	.652	.707	.759	.883	.299
20 x 22	6 x 5	.495	.659	.716	.770	.899	.310
21 x 21	6 x 5	.495	.660	.718	.772	.902	.311
21 x 22	6 x 5	.497	.669	.729	.786	.922	.325
22 x 23	6 x 5	.500	.688	.753	.815	.963	.355
22 x 24	6 x 5	.502	.697	.764	.829	.982	.368
23 x 23	6 x 5	.502	.698	.766	.831	.985	.368
23 x 24	6 x 5	.504	.707	.778	.845	1.007	.384
20 x 23	6 x 6	.557	.727	.786	.842	.977	.321
21 x 23	6 x 6	.559	.737	.799	.859	.998	.337
21 x 24	6 x 6	.561	.746	.811	.872	1.018	.350

(e) Under Type V, the table of base prices is amended to read as follows:

BASE PRICES PER UNIT IN QUANTITIES OF 50 DAVENPORT OR 100 CHAIR UNITS OF A SINGLE SIZE AND KIND  
[11-14 davenport and chair construction base prices]

Size (inches)	Length	Depth	Number bars	Depth of bars (inches)	Number springs	Height (inches)	Gauge coils	Price	
								Wire base	Bar base
3 x 2 chair								\$0.64	\$0.67
3 x 3 chair								.74	.80
3 x 4 chair								.92	1.01
4 x 4 chair								1.07	1.20
3 x 6 sofa								1.40	1.55
3 x 7 sofa								1.63	1.80
3 x 8 sofa								1.84	2.04
3 x 9 sofa								1.99	2.21
4 x 7 sofa								2.02	2.27
4 x 8 sofa								2.22	2.51

(f) Under Type VI:  
The table of base prices for Item 15 is amended to read as follows:

BASE PRICES—PER UNIT IN QUANTITIES OF 100 OR MORE OF ONE SIZE AND KIND

Size (inches)	Length	Depth	Number bars	Depth of bars (inches)	Number springs	Height (inches)	Gauge coils	Price	
								Wire base	Bar base
16	14	2	18	2	2	2	10½	\$0.30	\$0.33
16	18	2	20	2	2	2	10½	.35	.39
18	15	3	20	2	2	2	10½	.40	.46
18	18	3	22	2	2	2	10½	.49	.55

The base price of Item 16 is amended to read: \$0.59.



Table II is amended to read as follows:

TABLE II—SCHEDULE OF BASE PRICES PER UNIT, BY COIL GAUGES AND ROW COUNT, FOR REGULAR STUDIO, YOUTH CMB AND ROLLAWAY UNITS<sup>1</sup>

Type	Coil gauge	Coil count by row	Number of coils	Bonnell	Crimp or clip	Offsets
						A B
Studio unit.....	14.....	5 x 17.....	85	\$1.13	\$1.23	\$1.23
	14.....	6 x 17.....	102	1.24	1.34	1.34
	14.....	7 x 17.....	120	1.35	1.45	1.45
	14.....	8 x 17.....	138	1.46	1.56	1.56
	14.....	9 x 17.....	156	1.57	1.67	1.67
	14.....	10 x 17.....	174	1.68	1.78	1.78
	14.....	11 x 17.....	192	1.79	1.89	1.89
	14.....	12 x 17.....	210	1.90	2.00	2.00
	14.....	13 x 17.....	228	2.01	2.11	2.11
	14.....	14 x 17.....	246	2.12	2.22	2.22
	14.....	15 x 17.....	264	2.23	2.33	2.33
	14.....	16 x 17.....	282	2.34	2.44	2.44
	14.....	17 x 17.....	300	2.45	2.55	2.55
	14.....	18 x 17.....	318	2.56	2.66	2.66
	14.....	19 x 17.....	336	2.67	2.77	2.77
	14.....	20 x 17.....	354	2.78	2.88	2.88
	14.....	21 x 17.....	372	2.89	2.99	2.99
	14.....	22 x 17.....	390	3.00	3.10	3.10
	14.....	23 x 17.....	408	3.11	3.21	3.21
	14.....	24 x 17.....	426	3.22	3.32	3.32
	14.....	25 x 17.....	444	3.33	3.43	3.43
	14.....	26 x 17.....	462	3.44	3.54	3.54
	14.....	27 x 17.....	480	3.55	3.65	3.65
	14.....	28 x 17.....	498	3.66	3.76	3.76
	14.....	29 x 17.....	516	3.77	3.87	3.87
	14.....	30 x 17.....	534	3.88	3.98	3.98
	14.....	31 x 17.....	552	3.99	4.09	4.09
	14.....	32 x 17.....	570	4.10	4.20	4.20
	14.....	33 x 17.....	588	4.21	4.31	4.31
	14.....	34 x 17.....	606	4.32	4.42	4.42
	14.....	35 x 17.....	624	4.43	4.53	4.53
	14.....	36 x 17.....	642	4.54	4.64	4.64
	14.....	37 x 17.....	660	4.65	4.75	4.75
	14.....	38 x 17.....	678	4.76	4.86	4.86
	14.....	39 x 17.....	696	4.87	4.97	4.97
	14.....	40 x 17.....	714	4.98	5.08	5.08
	14.....	41 x 17.....	732	5.09	5.19	5.19
	14.....	42 x 17.....	750	5.20	5.30	5.30
	14.....	43 x 17.....	768	5.31	5.41	5.41
	14.....	44 x 17.....	786	5.42	5.52	5.52
	14.....	45 x 17.....	804	5.53	5.63	5.63
	14.....	46 x 17.....	822	5.64	5.74	5.74
	14.....	47 x 17.....	840	5.75	5.85	5.85
	14.....	48 x 17.....	858	5.86	5.96	5.96
	14.....	49 x 17.....	876	5.97	6.07	6.07
	14.....	50 x 17.....	894	6.08	6.18	6.18
	14.....	51 x 17.....	912	6.19	6.29	6.29
	14.....	52 x 17.....	930	6.30	6.40	6.40
	14.....	53 x 17.....	948	6.41	6.51	6.51
	14.....	54 x 17.....	966	6.52	6.62	6.62
	14.....	55 x 17.....	984	6.63	6.73	6.73
	14.....	56 x 17.....	1002	6.74	6.84	6.84
	14.....	57 x 17.....	1020	6.85	6.95	6.95
	14.....	58 x 17.....	1038	6.96	7.06	7.06
	14.....	59 x 17.....	1056	7.07	7.17	7.17
	14.....	60 x 17.....	1074	7.18	7.28	7.28
	14.....	61 x 17.....	1092	7.29	7.39	7.39
	14.....	62 x 17.....	1110	7.40	7.50	7.50
	14.....	63 x 17.....	1128	7.51	7.61	7.61
	14.....	64 x 17.....	1146	7.62	7.72	7.72
	14.....	65 x 17.....	1164	7.73	7.83	7.83
	14.....	66 x 17.....	1182	7.84	7.94	7.94
	14.....	67 x 17.....	1200	7.95	8.05	8.05
	14.....	68 x 17.....	1218	8.06	8.16	8.16
	14.....	69 x 17.....	1236	8.17	8.27	8.27
	14.....	70 x 17.....	1254	8.28	8.38	8.38
	14.....	71 x 17.....	1272	8.39	8.49	8.49
	14.....	72 x 17.....	1290	8.50	8.60	8.60
	14.....	73 x 17.....	1308	8.61	8.71	8.71
	14.....	74 x 17.....	1326	8.72	8.82	8.82
	14.....	75 x 17.....	1344	8.83	8.93	8.93
	14.....	76 x 17.....	1362	8.94	9.04	9.04
	14.....	77 x 17.....	1380	9.05	9.15	9.15
	14.....	78 x 17.....	1398	9.16	9.26	9.26
	14.....	79 x 17.....	1416	9.27	9.37	9.37
	14.....	80 x 17.....	1434	9.38	9.48	9.48
	14.....	81 x 17.....	1452	9.49	9.59	9.59
	14.....	82 x 17.....	1470	9.60	9.70	9.70
	14.....	83 x 17.....	1488	9.71	9.81	9.81
	14.....	84 x 17.....	1506	9.82	9.92	9.92
	14.....	85 x 17.....	1524	9.93	10.03	10.03
	14.....	86 x 17.....	1542	10.04	10.14	10.14
	14.....	87 x 17.....	1560	10.15	10.25	10.25
	14.....	88 x 17.....	1578	10.26	10.36	10.36
	14.....	89 x 17.....	1596	10.37	10.47	10.47
	14.....	90 x 17.....	1614	10.48	10.58	10.58
	14.....	91 x 17.....	1632	10.59	10.69	10.69
	14.....	92 x 17.....	1650	10.70	10.80	10.80
	14.....	93 x 17.....	1668	10.81	10.91	10.91
	14.....	94 x 17.....	1686	10.92	11.02	11.02
	14.....	95 x 17.....	1704	11.03	11.13	11.13
	14.....	96 x 17.....	1722	11.14	11.24	11.24
	14.....	97 x 17.....	1740	11.25	11.35	11.35
	14.....	98 x 17.....	1758	11.36	11.46	11.46
	14.....	99 x 17.....	1776	11.47	11.57	11.57
	14.....	100 x 17.....	1794	11.58	11.68	11.68
	14.....	101 x 17.....	1812	11.69	11.79	11.79
	14.....	102 x 17.....	1830	11.80	11.90	11.90
	14.....	103 x 17.....	1848	11.91	12.01	12.01
	14.....	104 x 17.....	1866	12.02	12.12	12.12
	14.....	105 x 17.....	1884	12.13	12.23	12.23
	14.....	106 x 17.....	1902	12.24	12.34	12.34
	14.....	107 x 17.....	1920	12.35	12.45	12.45
	14.....	108 x 17.....	1938	12.46	12.56	12.56
	14.....	109 x 17.....	1956	12.57	12.67	12.67
	14.....	110 x 17.....	1974	12.68	12.78	12.78
	14.....	111 x 17.....	1992	12.79	12.89	12.89
	14.....	112 x 17.....	2010	12.90	12.99	12.99
	14.....	113 x 17.....	2028	13.01	13.11	13.11
	14.....	114 x 17.....	2046	13.12	13.22	13.22
	14.....	115 x 17.....	2064	13.23	13.33	13.33
	14.....	116 x 17.....	2082	13.34	13.44	13.44
	14.....	117 x 17.....	2100	13.45	13.55	13.55
	14.....	118 x 17.....	2118	13.56	13.66	13.66
	14.....	119 x 17.....	2136	13.67	13.77	13.77
	14.....	120 x 17.....	2154	13.78	13.88	13.88
	14.....	121 x 17.....	2172	13.89	13.99	13.99
	14.....	122 x 17.....	2190	14.00	14.10	14.10
	14.....	123 x 17.....	2208	14.11	14.21	14.21
	14.....	124 x 17.....	2226	14.22	14.32	14.32
	14.....	125 x 17.....	2244	14.33	14.43	14.43
	14.....	126 x 17.....	2262	14.44	14.54	14.54
	14.....	127 x 17.....	2280	14.55	14.65	14.65
	14.....	128 x 17.....	2298	14.66	14.76	14.76
	14.....	129 x 17.....	2316	14.77	14.87	14.87
	14.....	130 x 17.....	2334	14.88	14.98	14.98
	14.....	131 x 17.....	2352	14.99	15.09	15.09
	14.....	132 x 17.....	2370	15.10	15.20	15.20
	14.....	133 x 17.....	2388	15.21	15.31	15.31
	14.....	134 x 17.....	2406	15.32	15.42	15.42
	14.....	135 x 17.....	2424	15.43	15.53	15.53
	14.....	136 x 17.....	2442	15.54	15.64	15.64
	14.....	137 x 17.....	2460	15.65	15.75	15.75
	14.....	138 x 17.....	2478	15.76	15.86	15.86
	14.....	139 x 17.....	2496	15.87	15.97	15.97
	14.....	140 x 17.....	2514	15.98	16.08	16.08
	14.....	141 x 17.....	2532	16.09	16.19	16.19
	14.....	142 x 17.....	2550	16.20	16.30	16.30
	14.....	143 x 17.....	2568	16.31	16.41	16.41
	14.....	144 x 17.....	2586	16.42	16.52	16.52
	14.....	145 x 17.....	2604	16.53	16.63	16.63
	14.....	146 x 17.....	2622	16.64	16.74	16.74
	14.....	147 x 17.....	2640	16.75	16.85	16.85
	14.....	148 x 17.....	2658	16.86	16.96	16.96
	14.....	149 x 17.....	2676	16.97	17.07	17.07
	14.....	150 x 17.....	2694	17.08	17.18	17.18
	14.....	151 x 17.....	2712	17.19	17.29	17.29
	14.....	152 x 17.....	2730	17.30	17.40	17.40
	14.....	153 x 17.....	2748	17.41	17.51	17.51
	14.....	154 x 17.....	2766	17.52	17.62	17.62
	14.....	155 x 17.....	2784	17.63	17.73	17.73
	14.....	156 x 17.....	2802	17.74	17.84	17.84
	14.....	157 x 17.....	2820	17.85	17.95	17.95
	14.....	158 x 17.....	2838	17.96	18.06	18.06
	14.....	159 x 17.....	2856	18.07	18.17	18.17
	14.....	160 x 17.....	2874	18.18	18.28	18.28
	14.....	161 x 17.....	2892	18.29	18.39	18.39
	14.....	162 x 17.....	2910	18.40	18.50	18.50
	14.....	163 x 17.....	2928	18.51	18.61	18.61
	14.....	164 x 17.....	2946	18.62	18.72	18.72
	14.....	165 x 17.....	2964	18.73	18.83	18.83
	14.....	166 x 17.....	2982	18.84	18.94	18.94
	14.....	167 x 17.....	3000	18.95	19.05	19.05
	14.....	168 x 17.....	3018	19.06	19.16	19.16
	14.....	169 x 17.....	3036	19.17	19.27	19.27
	14.....	170 x 17.....	3054	19.28	19.38	19.38
	14.....	171 x 17.....	3072	19.39	19.49	19.49
	14.....	172 x 17.....	3090	19.50	19.60	19.60
	14.....	173 x 17.....	3108	19.61	19.71	19.71
	14.....	174 x 17.....	3126	19.72	19.82	19.82
	14.....	175 x 17.....	3144	19.83	19.93	19.93
	14.....	176 x 17.....	3162	19.94	20.04	20.04
	14.....	177 x 17.....	3180	20.05	20.15	20.15
	14.....	178 x 17.....	3198	20.16	20.26	20.26
	14.....	179 x 17.....	3216	20.27	20.37	20.37
	14.....	180 x 17.....	3234	20.38	20.48	20.48
	14.....	181 x 17.....	3252	20.49	20.59	20.59
	14.....	182 x 17.....	3270	20.60	20.70	20.70



Fabric—Standard 2" x 4" link attached by helicals or equivalent or band and helical—bands  $\frac{5}{8}$ " x .020" (Min. 6 long bands, 4 cross bands)

Finish—oil base paint

Minimum total steel weight 42 lb.

Minor changes may be made in wire gauge, number and gauge of coils, and other construction details provided that within 30 days of first shipment a detailed report of such changes be filed with the Office of Price Administration, Washington, D. C., and provided that the changes will not:

1. Reduce the cost more than 5%.
2. Lower the minimum steel weights,
3. Impair the serviceability.

6. Section 11a is added, to read as follows:

SEC. 11a. *Adjustment of certain maximum prices.* If, before April 25, 1946, a manufacturer's maximum prices were established under the in-line provisions of this regulation or of Order 1849 under Maximum Price Regulation No. 188 for sales of any article covered by this regulation which is not listed in section 4, the manufacturer shall compute new maximum prices for his sales of that article as follows:

(i) He shall determine the weight of the wire in the article.

(ii) He shall determine the weight of the angles, flats and strips in the article.

(iii) He shall add to his maximum price established under such in-line provision, the increase in his steel cost figured at \$19.00 per ton in the case of #12 gauge high carbon wire or heavier; \$21.00 per ton in the case of #13 gauge high carbon wire or lighter; and \$7.00 per ton in the case of angles, flats and strips.

The new maximum price, so computed, the weight of the wire and the total weight of the angles, flats and strips, shall be reported by the manufacturer to the Office of Price Administration, Washington 25, D. C., before he first offers the article for sale at a price higher than the maximum price previously established for the article under the in-line provision. If the reported maximum price is incorrectly calculated, the Office of Price Administration will issue an order establishing the correct maximum price for the manufacturer's sales of the article, which maximum price shall apply to all sales and deliveries of the article after April 24, 1946.

7. The first sentence of Section 13 (a) (3) is amended to read as follows: "You multiply the average delivered cost by 133 percent."

This amendment shall become effective on April 25, 1946.

NOTE: The reporting provisions of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942, as amended.

Issued this 25th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-6958; Filed, Apr. 25, 1946; 11:37 a. m.]

# PART 1351—FOOD AND FOOD PRODUCTS

[RMFR 312, Amdt. 4]

## MAPLE SYRUP AND MAPLE SUGAR

A statement of the considerations involved in the issuance of this amendment issued simultaneously herewith,

has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation No. 312 is amended in the following respects:

1. Table B in section 2 (b) (1) is revised to read as follows:

TABLE B—PRODUCERS' AND PACKERS' MAXIMUM PRICES FOR PACKAGED MAPLE SYRUP

Size container	Grade	Prices on sales to wholesalers and all other purchasers except retailers and domestic consumers				Prices on sales to retailers				Prices on sales directly to domestic consumers (per container)
		(Per case of 24)	(Per case of 12)	(Per case of 6)	(Per case of 1)	(Per case of 24)	(Per case of 12)	(Per case of 6)	(Per case of 1)	
6 oz.	A or better	\$4.45	\$2.28			\$4.86	\$2.49			\$0.22
6 oz.	B	4.20	2.16			4.58	2.35			.20
8 oz.	A or better	5.55	2.83			6.06	3.09			.27
8 oz.	B	5.22	2.66			5.69	2.89			.25
10 oz.	A or better	6.72	3.41			7.33	3.72			.33
10 oz.	B	6.31	3.21			6.88	3.49			.30
12 oz.	A or better	7.86	3.98			8.57	4.34			.38
12 oz.	B	7.36	3.73			8.02	4.06			.35
16 oz. (pt.)	A or better	9.93	5.02			10.83	5.47			.48
16 oz. (pt.)	B	9.27	4.69			10.10	5.11			.44
24 oz.	A or better	14.89	7.49			16.23	8.17			.71
24 oz.	B	13.99	7.00			15.14	7.62			.66
32 oz. (qt.)	A or better	17.58	8.84			19.34	9.72			.94
32 oz. (qt.)	B	16.26	8.18			17.89	9.00			.87
1/2 gallon	A or better	34.64	17.37	\$8.74		38.10	19.11	\$9.61		1.85
1/2 gallon	B	32.00	16.05	8.08		35.20	17.65	8.88		1.71
1 gallon	A or better		31.78	15.94			34.66	17.53		3.39
1 gallon	B		29.14	14.62			32.05	16.08		3.11
5 gallon	A or better				\$12.89				\$14.18	16.50
5 gallon	B				11.79				12.97	15.09
5 gallon	C				10.69				11.76	13.68

2. Table C in section 2 (c) (1) is revised to read as follows:

TABLE C—PACKERS' MAXIMUM PRICES FOR MAPLE SYRUP SOLD IN BULK

Grades	Maximum price per pound	
	Filtered	Unfiltered
Fancy AA	\$0.265	\$0.255
A	.255	.245
B	.245	.235
C	.235	.225

3. Section 2 (d) is amended to read as follows:

(d) *Producers' and packers' maximum prices for "flavoring maple syrup."* (1) The producers' or packers' maximum prices, f. o. b. packing plant for each item, that is, for each type and container size, of "flavoring maple syrup" for each class of purchaser shall be his "base price" plus 99 cents per gallon.

(i) The "base price" shall be calculated by dividing the total dollars charged each class of purchaser for such item during the period comprising the months of April, May and June, 1941, hereinafter called the "base period," by the number of such items sold such class of purchasers during the "base period."

Example. X packer seeks the maximum price of a five-gallon tin of type Q "flavoring" maple syrup. In determining his "base price," he ascertains that he sold during the "base period" a total of 1,000 5-gallon tins for which he received \$5,000. The maximum price would be computed as follows:

$$\begin{aligned} \$5,000 \div 1,000 \text{ 5-gallon tins} &= \$5.00 \text{—base price} \\ 5 \text{ gallons} \times \$0.99 &= 4.95 \\ \hline &= \$9.95 \end{aligned}$$

Producers or packers seeking to price "flavoring" maple syrup which is to be sold without the container or on a returnable container basis, shall use the same method provided for in subparagraph (1) immediately above, except that their "base price" shall be computed by using only sales that were made on a returnable container basis during the "base period."

4. The table set forth in section 3 (a) (1) is amended to read as follows:

Quantity of sale	Prices per pound type block sugar	
	Fancy	Blended
For 250,000 lbs. and over	\$0.37	\$0.33
For less than 250,000 lbs. but not less than 40,000 lbs.	.38	.36
For less than 40,000 lbs. but not less than 2,000 lbs.	.39	.37
For less than 2,000 lbs.	.40	.38

5. Section 3 (b) (1) is amended to read as follows:

(1) The maximum price for Canadian bag sugar, f. o. b. port of entry, duty included, shall be \$0.31 per pound.

6. Section 7 is amended to read as follows:

SEC. 7. *Records and reports.* (a) Every person who makes sales covered by this regulation shall preserve for examination by the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect, his records in existence on the effective date of this amendment, and both producers and packers, after the effective date of this amendment, regardless of previous practices, must make and preserve records or invoices which include: (1) name and address of the



seller and the buyer, and the effective date of the transaction; (2) a description of the commodity; (3) quantity; (4) grade; (5) size of container; and (6) price charged and received. If sale is made on a delivery basis, the amount of the delivery charges shall be separately shown.

(b) Every producer or packer who sells an item of "flavoring maple syrup" shall within ten days after calculating his maximum price for each such item submit to the Office of Price Administration, Washington, D. C., a statement showing his "base prices" and his maximum prices as computed under section 2, paragraph (d) and shall include in such statement, the figures which were the basis of the required computations.

This amendment shall become effective April 25, 1946.

NOTE: All reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 25th day of April 1946.

PAUL A. PORTER,  
Administrator.

Approved April 17, 1946.

CLINTON P. ANDERSON,  
Secretary of Agriculture.

[F. R. Doc. 46-6954; Filed, Apr. 25, 1946;  
11:35 a. m.]

#### PART 1358—TOBACCO

[RPS 62,<sup>1</sup> Amdt. 4]

##### CIGARETTES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Price Schedule No. 62 is amended in the following respects:

1. The title of the regulation is amended to read: "Cigarettes at the Manufacturing Level".

2. Section 1358.1 (a) is amended to read as follows:

§ 1358.1 *Manufacturers' maximum prices*—(a) *For all cigarettes other than economy brands.* On and after April 25, 1946 the maximum price per thousand cigarettes of any manufacturer of cigarettes other than economy cigarettes, shall be determined by adding the following three items:

(1) The net price charged on December 26, 1941 by a manufacturer per thousand cigarettes of a brand manufactured by him for a similar quantity to a similar purchaser. If no sale of the brand of cigarettes was made on said date the net price shall be the price he would have charged on December 26, 1941 for a similar quantity to a similar purchaser; plus,

(2) The increase in the Federal Internal Revenue tax on cigarettes placed in effect on November 1, 1942; plus,

(3) 25 cents per thousand cigarettes.

A manufacturer may adjust his list price of December 26, 1941 to a level which, less the customary discounts and allowances which he actually allows, will reflect no more than the increases allowed in (a) (2) and (3), above, in his maximum net selling price. The maximum prices which are fixed in this section or in (b) below, are in the case of a "private brand of cigarette" manufactured for the owner of such private brand, subject to adjustment under paragraph (d).

3. Section 1358.1 (b) is deleted and a new § 1358.1 (b) is added to read as follows:

§ 1358.1 (b) *For economy cigarettes.* On and after April 25, 1946 the maximum price for economy cigarettes (whether regular size or king size) of any manufacturer shall be \$6.10 per thousand less 10 percent and 2 percent.

4. A new § 1358.1 (d) (4), is added to read as follows:

(4) On and after April 25, 1946, 25 cents per thousand cigarettes may be added to the manufacturer's net selling price established by any order issued under this paragraph prior to April 25, 1946.

5. Section 1358.2 is amended to read as follows:

§ 1358.2 *Less than maximum prices.* Lower prices than those established by this regulation may be charged, demanded, paid or offered.

6. Sections 1358.3 to 1358.9 (a), inclusive, are redesignated §§ 1358.4 to 1358.10 (a), respectively, and a new § 1358.3 is added to read as follows:

§ 1358.3 *Notification to purchasers.* On or before his first delivery of cigarettes, on which the manufacturer has taken all or part of the increase allowed in sections 1 (a) (3) or 1 (b) above, the manufacturer shall give each purchaser the following written notice attached to, or stated on the invoice, covering such first delivery. This notice may be varied to the extent necessary to adapt it for giving notice of increases on a multiple number of brands in one notice.

(Insert date)

The Office of Price Administration has authorized an increase in our maximum net selling price for our (describe cigarettes by brand name, and whether regular or king size, if both sizes are manufactured), of \_\_\_\_\_ cents per thousand cigarettes. Wholesalers and jobbers are authorized to add to their maximum net selling prices 25 cents per thousand cigarettes. However, the maximum price of a retailer, except a vending machine seller, for a single package of popular cigarettes has not been increased. On sales of two or more packages of popular cigarettes retailers may add one-half cent per package to their maximum price legally in effect before receipt of this notice from their supplier.<sup>1</sup> The new maximum price of a vending machine seller for a brand of popular cigarettes at a particular location is his maximum price legally in effect on April 24, 1946 plus one cent per package.<sup>1</sup> A retailer's new maximum prices for economy cigarettes are 13 cents per package for sales of one or more packages.<sup>1</sup>

The Office of Price Administration requires you to keep this notice for examination.

7. The following definition is added to redesignated § 1358.9:

"Popular cigarettes" means so-called popular brands such as Camels, Chelseas, Chesterfields, Fleetwoods, Lucky Strikes, Old Golds, Pall Malls, Philip Morris and Raleighs and other brands selling for the same price on December 26, 1941. For the purposes of the notice to purchasers in paragraph 3 "popular cigarettes" shall mean all cigarettes other than economy cigarettes.

This amendment shall become effective April 25, 1946.

Issued this 25th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-6947; Filed, Apr. 25, 1946;  
11:34 a. m.]

#### PART 1389—APPAREL

[MPR 572,<sup>1</sup> Amdt. 3]

##### MANUFACTURERS' PRICES FOR CERTAIN FALL AND WINTER OUTERWEAR

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 4 (c) of Maximum Price Regulation 572 is amended to read as follows:

(c) *Report of individual division factors.* If you elect to use individual division factors, you must file Form II (set forth in Appendix B) with your OPA district office. Two signed copies of this report must be sent by registered mail at the same time that you send Form I (a Form II may not, except as indicated below, be filed subsequent to the receipt of acknowledgment from OPA of the filing of your Form I). You must keep an additional copy of this form as a record. On and after March 15, 1945, you must not sell or deliver any winter garment at a price based on a division factor lower than your general division factor unless you have filed Form II with your district office and received acknowledgment of its filing. OPA may at any time disapprove or revise the division factors reported in Form II.

(A Form II may be filed (for class division factors only), subsequent to the receipt of acknowledgment from OPA of the filing of your Form I, if, during 1943, you sold and delivered winter garments at different markups to different classes of customers. In such case, however, you must not sell or deliver any winter garment at a price based on a division factor lower than your general division factor until you have received acknowledgment from OPA of the filing of your Form II.)

The procedure you must follow in case you find that the Form II which you have filed is incorrect is set forth in Appendix C.

<sup>1</sup> 7 F.R. 1322, 2132, 2242, 8948, 12315; 9 F.R. 2667.

<sup>1</sup> Omit this sentence if not applicable.

<sup>1</sup> 10 F.R. 1433, 2387, 4813.



This amendment shall become effective April 30, 1946.

NOTE: The reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 25th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-6953; Filed, Apr. 25, 1946;  
11:35 a. m.]

PART 1499—COMMODITIES AND SERVICES  
[SR 14D, Amdt. 10]

MODIFICATION OF MAXIMUM PRICES ESTABLISHED BY THE GENERAL MAXIMUM PRICE REGULATION FOR CERTAIN TOBACCO PRODUCTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Regulation 14D is amended in the following respects:

1. Section 3 (a) is amended to read as follows:

(a) *Maximum prices for sales of economy cigarettes at wholesale.* Prior to receipt of notice pursuant to section 1358.3 of Revised Price Schedule No. 62 as amended by Amendment 4 to that regulation, a seller's maximum price for a sale of a particular quantity of economy cigarettes at wholesale to any class of purchaser, shall be an amount determined by multiplying his net cost before April 25, 1946 for that quantity of the brand and size by the percentage markup applicable on September 3, 1943, to his sales of the same cigarettes to the same class of purchaser. After receipt of notice from his supplier pursuant to section 1358.3 of Revised Price Schedule No. 62 as amended, a wholesaler's maximum net selling price per thousand cigarettes determined under the immediately preceding sentence is increased by 25 cents per thousand cigarettes. For purposes of this paragraph:

(1) A seller's "net cost" shall be the supplier's list price before April 25, 1946, for the particular brand and size of cigarette, less (i) all trade and cash discounts, and (ii) all state and local taxes.

(2) A seller's "percentage markup applicable on September 3, 1943," shall be the percentage determined by dividing his maximum price per thousand of such brand and size of cigarette to the particular class of purchasers on that date (exclusive of all state or local taxes and after deducting all trade and cash discounts), by his net cost therefor on the same date.

2. Section 3 (b) is amended to read as follows:

(b) *Maximum prices for sales of economy cigarettes at retail.* After receipt of notice from his supplier pursuant to

paragraph 3 (d), below, or § 1358.3 of Revised Price Schedule No. 62, a seller's maximum price for a sale of economy cigarettes at retail shall be as follows:

For a sale of one or more packages of 20 cigarettes, 13 cents per package.

3. Paragraphs 3 (c) to paragraph 3 (g) are redesignated paragraphs 3 (h) to 3 (l), respectively, and new paragraphs 3 (c), (d), (e), (f), and (g) are added to read as follows:

(c) *Maximum prices for sales of cigarettes other than economy cigarettes at wholesale.* After receipt of notice from his supplier, pursuant to § 1358.3 of Revised Price Schedule No. 62, a wholesaler's maximum net selling price per thousand for cigarettes other than economy brands, determined under the General Maximum Price Regulation, is increased by 25 cents per thousand cigarettes. Such adjustment shall be applicable to floor stocks.

(d) *Notice to purchasers.* On or before his first delivery of cigarettes for which the wholesaler's maximum net selling price has been increased as allowed by paragraph 3 (a) or 3 (c), above, the wholesaler shall give the purchaser the following written notice. This notice may be varied to the extent necessary to adapt it for giving notification of increases on two or more brands in a single notice.

(Insert date)

The Office of Price Administration has authorized a price of increase of \_\_\_\_\_ cents in the manufacturer's net selling price per thousand cigarettes of (identifying cigarettes by brand name and size, regular or king, or other size). Wholesalers and jobbers are authorized to add 25 cents per thousand cigarettes to their maximum net selling prices. However, the maximum price of a retailer, except a vending machine seller, for a single package of popular cigarettes has not been increased.<sup>1</sup> For sales of two or more packages of popular cigarettes, retailers are authorized to add one-half cent per package to their maximum prices legally in effect before receipt of this notice.<sup>1</sup> The new maximum price of a vending machine seller for a brand of popular cigarettes at a particular location is his maximum price legally in effect on April 24, 1946 plus one cent per package.<sup>1</sup> Retailers' new maximum prices for economy cigarettes are 13 cents per package for sales of one or more packages.<sup>1</sup> Retailers must maintain their customary differentials allowed by them during March 1942. The Office of Price Administration requires that you keep this notice for examination.

(e) *Retailer's maximum prices for cigarettes other than economy brands.* Upon receipt of notification from his supplier, pursuant to paragraph (d), above, or § 1358.3 of Revised Price Schedule No. 62, of an adjustment of his supplier's net selling price for a brand of cigarettes other than economy brands, a retailer's maximum price for a single package of popular cigarettes is the particular retailer's maximum price for a single package of such cigarettes, as established under the General Maximum Price Regulation, and is therefore no higher after receipt of the above notice than it was before. For sales of two or more pack-

ages of cigarettes, a retailer may add one-half cent per package to his maximum price legally in effect before receipt of notice from his supplier of an increase in the supplier's net selling price. Adjustments allowed by this section shall be applicable to floor stocks. Retailers must maintain their customary price differentials allowed by them during March 1942. This paragraph shall not apply to vending machine sellers.

(f) *Maximum prices of vending machine sellers for popular cigarettes.* Upon receipt of notification from his supplier, pursuant to paragraph (d), above, or § 1358.3 of Revised Price Schedule No. 62, of an adjustment of his supplier's net selling price for a brand of popular cigarettes, a vending machine seller's maximum price for such brand at a particular location shall be his maximum price, as established under the General Maximum Price Regulation, for such location, plus one cent per package.

(g) *Geographical applicability.* Provisions of this section shall be applicable to the forty-eight States of the United States, and to the District of Columbia.

4. Redesignated paragraph 3 (h) is amended to read as follows:

(h) *State and local taxes.* Maximum prices for cigarettes established by this section are exclusive of any increases in State and local taxes upon cigarettes which have been added since the General Maximum Price Regulation went into effect, or which may be added, or are caused by the increases in maximum prices allowed by this section. Sellers may add to these prices the amount of such tax applicable to the cigarettes being priced; and paid or payable by them to the taxing authorities or to a prior vendor.

5. The following definitions are added to redesignated paragraph 3 (l):

"Net selling price" means the manufacturer's or other seller's net price after deduction of discounts and allowances.

"Popular cigarettes" means so-called popular brands such as Camels, Chesterfields, Fleetwoods, Lucky Strikes, Old Golds, Pall Malls, Philip Morris, and Raleighs and other brands selling for the same price on December 26, 1941. In paragraphs 3 (d), 3 (e) and 3 (f) "Popular cigarettes" shall mean all cigarettes other than economy cigarettes.

"General Maximum Price Regulation" as referred to in this section 3 does not include Supplementary Regulation 14D.

"Package" means a package of twenty cigarettes.

"Vending machine seller" is one who sells cigarettes by means of a machine normally regarded as a vending machine by the trade.

"Retailer" as used in paragraph 3 (e) does not include a vending machine seller.

This amendment shall become effective April 25, 1946.

Issued this 25th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-6950; Filed, Apr. 25, 1946;  
11:34 a. m.]

<sup>1</sup> 10 F.R. 1180, 5103, 7855, 7932, 8748, 11712, 11753, 13551; 11 F.R. 348.

<sup>1</sup> Omit this sentence if not applicable.



## TITLE 46—SHIPPING

## Chapter II—United States Maritime Commission

Subchapter F—Merchant Ship Sales Act of 1946  
[G. O. 60]

## PART 299—RULES AND REGULATIONS, FORMS, AND CITIZENSHIP REQUIREMENTS

## Correction

The date at the end of Federal Register document 46-6683, appearing at page 4459 of the issue for Tuesday, April 23, 1946, should read "April 13, 1946."

## TITLE 47—TELECOMMUNICATION

## Chapter I—Federal Communications Commission

[Order 130-F]

## PART 12—AMATEUR RADIO: STATIONS AND OPERATORS

## FREQUENCY BANDS

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 17th day of April 1946;

Whereas, the Commission has, pursuant to Order No. 130 adopted November 9, 1945, and Order No. 130-A adopted November 14, 1945, validated certain amateur station licenses for a 6 month period commencing November 15, 1945, and ending May 15, 1946; and

Whereas, the Commission has, pursuant to Order No. 115 adopted May 25, 1943, Order No. 115-A adopted November 28, 1944, and Order No. 115-B adopted November 28, 1945, reinstated and extended certain amateur operator licenses so that the expiration dates of these amateur operator licenses will fall within the period December 8, 1946, and December 7, 1947; and

Whereas, it is now desirable to extend the validation period for amateur station licenses and to make the term of each validated amateur station license concurrent with the term of the amateur operator license held by the licensee of the station;

It is ordered, That the first ordering clause of Order No. 130 and Order No. 130-A, be and it is hereby amended to read as follows:

1. Each amateur radio station license which was valid at any time during the period December 7, 1941, to September 15, 1942, and which has not heretofore been revoked, is hereby validated for the term, as extended, of the amateur radio operator license held by the licensee of the station.

This order shall become effective immediately.

By the Commission.

[SEAL]

T. J. SLOWIE,  
Secretary.

[F. R. Doc. 46-6992; Filed, Apr. 25, 1946;  
11:43 a. m.]

## TITLE 50—WILDLIFE

## Chapter I—Fish and Wildlife Service, Department of the Interior

[Order 1956, Amdt. 4]

## PART 298—PRODUCTION OF FISHERY COMMODITIES OR PRODUCTS

## ALLOCATION OF HALIBUT

Pursuant to the authority conferred by Executive Order 9280, dated December 5, 1942 (7 F.R. 10179); War Food Order No. 52, dated February 8, 1943 (8 F.R. 1777), as amended March 16, 1943 (8 F.R. 3280) (formerly known as Food Directive No. 2), Title III of the Second War Powers Act, as amended (50 App. U.S.C. sec. 633), the Emergency Price Control Act of 1942, as amended (50 U.S.C. sec. 901 et seq.), and Directive No. 105 of the Economic Stabilization Director, dated April 5, 1946, Order No. 1956 of the Secretary of the Interior (9 F.R. 6780), as amended, being § 298.4 of this Part 298, is hereby amended to read as follows:

§ 298.4 Allocation of halibut—(a) *Jurisdiction.* Control over the delivery and allocation of halibut landings for the purposes of this section is hereby vested in the Secretary of the Interior, and subject to his supervision and direction shall be administered by the Fish and Wildlife Service.

(b) *Statement of policy.* The purposes of this section are to prevent violation of maximum price regulations in transactions between fishermen and dealers; to allocate halibut landings between primary dealers so as to aid in the most efficient distribution of the processed product to meet military and essential civilian needs and so that the several civilian markets will be supplied with substantially normal proportions of the product, to satisfy, as near as may be, the demand which was developed largely during prewar years. This section is to be administered so as to cause a minimum of interference with normal economic processes in the industry. Orderly production and marketing of the products of the fishery depend upon the equitable allocation of the catch among primary dealers, but all persons affected by this section are expected to cooperate in supplying the requirements of the armed services and by furthering the distribution of halibut available for civilian use to the principal distributing and consuming centers in substantially the normal percentages of supply.

(c) *Definitions.* Except where the context clearly indicates otherwise, the following definitions shall be applicable in the interpretation of this section and of all directions, regulations, permits, and other administrative statements and instruments issued under this section.

(1) "Person" means any individual, partnership, association, corporation, or other business entity.

(2) "Dealer" means any person who, within 50 miles of the coastal or inland waters of Alaska, Washington, Oregon or California, buys or takes delivery of, or arranges to buy or take delivery of,

halibut from a fisherman or his agent or from a fishing vessel for resale. For the purpose of this definition it is immaterial whether the purchase, delivery or arrangements are for his own account or are for the account of another person.

(3) "Halibut" means Pacific halibut, and all other fish caught with gear of the type commonly used in the Pacific Coast halibut fishery, including cod, rockfishes, and sablefish.

(4) "Pacific halibut" means the species commonly known on the Pacific Coast as halibut, *Hippoglossus hippoglossus*, excluding the other species referred to in subparagraph (3) of this paragraph.

(5) "Allocation" means the dividing of halibut landings between the dealers according to quantities determined by the Secretary of the Interior, or his representative, usually after recommendations by an industry committee.

(6) "Representative of the Secretary of the Interior" means any person or persons duly designated to represent him in performing any of the delegable functions authorized by this section.

(7) Except when the context clearly indicates otherwise each term and phrase has the same meaning as is given to it in War Food Order No. 52 (8 F.R. 1777, 3280, formerly known as Food Directive No. 2).

(d) *Limitations on sales and deliveries of halibut.* (1) No fisherman acting for himself or through an agent shall sell or deliver or arrange to sell or deliver halibut except to a dealer who is the holder of a valid, unexpired, and unrevoked permit issued pursuant to this section by the Secretary of the Interior or his representative.

(2) No fisherman subject to the terms of this section acting for himself or through an agent shall sell or deliver or arrange to sell or deliver halibut to any person in British Columbia except as authorized by the Secretary of the Interior or his representative. Such representative may authorize such fishermen by public notice from time to time to sell or deliver halibut to such persons in British Columbia as are participants in and conform to a voluntary program for the allocation of halibut which is in accord with the purposes and policy of this section as determined by the Secretary of the Interior or his representative.

(e) *Permits required for dealers.* No person shall operate as a dealer except in accordance with the terms and conditions of a valid, unexpired, and unrevoked permit issued to him pursuant to this section by the Secretary of the Interior or his representative. Dealers shall exhibit their permits to all fishermen and all agents of fishermen from whom they buy or accept delivery of halibut.

(f) *Permits; terms and conditions.*

(1) Each permit shall authorize operation at one port only, and shall be limited in time as deemed advisable by the Area Coordinator. Each permit shall, except as expressly provided otherwise therein, allow the purchase of all the species referred to as halibut in paragraph (c) (3) of this section; but it shall limit purchases in accordance with any allocation schedules set up under para-



graph (i) of this section. Permits shall be subject to such other terms and conditions both before and after issuance as are deemed by the Secretary of the Interior appropriate to furthering the purposes of this section. The Secretary of Agriculture may, where distribution is involved, recommend terms and conditions of permits issued.

(2) A person who is in the business of purchasing fish from trollers, and who holds no other permit to operate as a dealer under this section, may be issued a permit to purchase troll-caught halibut only; such permit shall not apply to the purchase of halibut from regular halibut vessels, but shall apply only to the purchase of halibut taken incidentally while fishing for salmon or other species.

(g) *Issuance of permit.* (1) Any dealer, upon informal request, shall be issued a permit to deal in halibut for any port in which he operated as a halibut dealer in 1941, 1942, or 1943 prior to July 13, 1943, or for which he had a permit to operate in 1944 or 1945, unless the Area Coordinator acting under the general supervision of the Secretary of the Interior or his representative has reasonable cause to believe that such issuance would be contrary to any of the provisions of this section or would interfere with the purposes of this section. The denial of any request shall be subject to appeal as provided in paragraph (n) of this section.

In making such request for a permit any person who operated as a halibut dealer purchasing halibut for the account of others in the years above mentioned shall furnish the Area Coordinator with a statement showing:

(i) The amounts of halibut purchased in each port for each account (identified by name and address) during each of the years 1939 through 1944, inclusive, during which the applicant purchased halibut, and

(ii) The amounts of halibut, if any purchased for the applicant's own account during the same years.

(2) Any person not qualified under the terms of subparagraph (1) of this paragraph, shall upon filing a proper application as set out in paragraph (h) of this section, be issued a permit if in the opinion of the Area Coordinator the applicant has or can obtain adequate facilities, and if his operation will not unduly disrupt the marketing, processing, or distribution of fish, nor interfere with the program of the Office of Price Administration or of the Department of Agriculture, and if his operation would be otherwise consistent with paragraphs (b) and (i) of this section. The denial of any application shall be subject to appeal as provided in paragraph (n) of this section.

(3) No person shall hold more than one permit for the same port; but the same person may hold one permit for each of several ports.

(4) A permit issued pursuant to application as set out in paragraph (h) of this section shall become invalid upon any change of more than 25 percent interest in the ownership of the enterprise as described in the application therefor. Such invalid permit shall be at once surrendered to the Area Coordinator. A

new application for another permit may be filed immediately.

(h) *Applications.* (1) Any person who did not have a permit to operate as a dealer in 1944 or 1945 may, on or before July 31 of the fishing season, apply for a permit, filing a separate application for each port. No particular form is prescribed by any relevant data and reasons in support of the application may be included; it must include the following information:

(i) The name of the applicant.

(ii) The form of applicant's business organization, whether a sole proprietor enterprise, partnership, or corporation, and if the latter, the state of incorporation.

(iii) The name and extent of participation of every co-owner, stockholder, or other participant owning directly or indirectly a 25 per cent interest therein or more.

(iv) The port for which a permit is desired.

(v) The species of fish for purchase of which a permit is desired.

(vi) The dates of the applicant's prior operations as a dealer in fish, the ports in which he operated, and the amount of halibut purchased in each port in each of the last three years during which he purchased halibut in such port.

(vii) The equipment available to him for handling halibut in the port for which a permit is requested.

(viii) The name of a natural person, not a corporation or other fictitious entity, who will have possession of the permit in the port concerned and who will be in charge of operations under the permit there. The person so named should be the permittee himself if he is a natural person and is to be at the port and in charge of the business; otherwise, the permittee's chief representative at the port should be named. The person so named must not be another permittee at the port.

(ix) The names and locations of the secondary dealers through whom he expects to market the halibut purchased, and a statement setting out what arrangements if any he has made to secure outlets.

(2) The application shall be certified as follows:

I certify that the above information is true to the best of my knowledge and belief.

(3) The application shall be filed in triplicate with the Area Coordinator, 421 Bell Street Terminal, Seattle, Washington. The Area Coordinator may refer the application to the Office of Price Administration, the Department of Agriculture, and any other Government Agency for report as to the effect the granting of the application would have on their respective emergency programs, and for recommendation as to the action appropriate thereon, with such supporting data and reasons as the agencies deem necessary.

(i) *Allocation schedules.* (1) When the Secretary of the Interior, or his representative, deems it advisable in order to further the purposes of this section, he may set up a plan for supervised allocation of halibut among dealers, and thereafter all halibut landed shall be distributed as directed by him or in the

shares directed by him in accordance with an allocation schedule. Such allocation schedule shall be worked out and applied, as far as possible, in cooperation with the dealers concerned.

(2) Any such schedule of allocation among dealers shall be aimed at furthering the purposes of this order as set out in paragraph (b) of this section, and especially at securing substantially normal distribution of the catch. It shall be based upon some equitable historical basis, taking account of the normal distribution of landings among all dealers in the Pacific Coast ports.

(3) An allocation schedule shall be adjusted as deemed reasonably necessary in the opinion of the Secretary of the Interior, or his representative, to secure an adequate supply of halibut for the armed services or to adapt the schedule, in the light of changes in delivery practices of the halibut fleet and other abnormal circumstances, so as to further the purposes of this section and the aims of allocation referred to in subparagraph (2) of this paragraph.

(4) An allocation schedule may set aside as much as 15 percent of the landings of halibut at any port for qualified dealers at that port who did not operate prior to July 13, 1943, and as much as 3 percent of all Pacific Coast landings by U. S. vessels for any dealers, not otherwise permittees, at establishments west of Cape Saint Elias which were not customarily considered as halibut landing establishments prior to May 1, 1946, and at which bona fide facilities for handling halibut have been provided before July 1, 1946.

(j) *Records and reports.* (1) All dealers shall keep and preserve for not less than two years accurate records concerning purchases of halibut from fishermen and others, and sales of halibut to secondary dealers and others, showing for each transaction the date, the name and address of the other party, and the amount of halibut involved, by species.

(2) The Secretary of the Interior, or his representative, shall be entitled to make such audit and inspection of the books, records, and other writing, premises and stocks of halibut of any person, and to make such investigations, as may be necessary or appropriate in his discretion to the enforcement or administration of this section.

(3) The Secretary of the Interior, or his representative, may require from persons affected by this section periodic reports showing the amount of halibut received or sold in each separate transaction, with the date, name of seller and vessel or name of buyer, as the case may be. The Secretary of the Interior, or his representative, may also require from persons affected by this section such other material information as he may deem necessary to give effect to the purposes of this section. These record-keeping requirements have been approved by the Bureau of the Budget and specific recording and reporting requirements subsequently prescribed will be subject to the approval of the Bureau of the Budget, all pursuant to the Federal Reports Act of 1942, 5 U.S.C. sec. 139.

(k) *Industry committees.* An industry committee may be set up by the Secretary of the Interior, or his representa-



tive, in each port where an allocation program is established. Each such committee shall be representative of the various interests concerned, as by the inclusion of one large dealer, one small dealer, and one representative of the halibut fishermen, and shall advise with the local representative of the Secretary of the Interior and make recommendations as to the allocation schedule to be set up, and any other details connected with the administration of this section.

(l) *Orders and directions.* The Secretary of the Interior, or his representative, may issue such orders and directions as he may deem advisable to accomplish the purposes of this section, and violations of any such order or direction shall be a violation of this section.

(m) *Violations, revocation.* Any person who violates this section, any order or direction issued under it by the Secretary of the Interior, or his representative, or any term or condition of any permit issued by him, or who by any act or omission falsifies records to be kept, or information to be furnished pursuant to this section, or who after the issuance of this section violates any price regulations issued by the Price Administrator, may, by a decision of the Area Coordinator, upon findings of fact made after reasonable notice and opportunity to be heard, be prohibited from purchasing more than a specified quantity of halibut; or he may be prohibited from dealing in halibut, by suspension or revocation of any permit issued, or prohibited from receiving halibut or from clearing port to fish for halibut or from fishing for halibut, for a specified period of time. In exceptional circumstances, where the Area Coordinator has reasonable grounds to believe such violation has occurred, and if the circumstances are such that he shall deem such action reasonably necessary to carry out the purposes of this section, he may immediately suspend the permit or prohibit fishing for halibut pending such hearing. Permits which have been suspended or revoked shall be surrendered at once to the Area Coordinator, 421 Bell Street, Terminal, Seattle 1, Washington. Such further action may be taken against the violator as the Secretary of the Interior, or his representative, deems appropriate, including recommendations for prosecutions under section 35 (A) of the Criminal Code (18 U.S.C. sec. 80), under Title III of the Second War Powers Act (50 App. U.S.C. sec. 633), and under any and all other applicable laws.

(n) *Appeals and petitions for relief.* Any person who finds that compliance with this section imposes an unreasonable burden upon him, or who is aggrieved by any action of the Director of Fish and Wildlife Service hereunder, may petition the Secretary of the Interior for appropriate relief. Any person aggrieved by any action taken by the Area Coordinator or one of his staff hereunder, or by any direction issued hereunder, or who finds that compliance therewith imposes an unreasonable burden upon him may petition the Area Coordinator for appropriate relief; and after the hearing or other presentation of the matter before the Area Coordinator and after his decision, any person affected may appeal from the decision by

filing a petition with the Secretary of the Interior. Except in unusual circumstances decisions on petitions will be rendered by the Area Coordinator not later than 7 days after receipt thereof in his office at 421 Bell St. Terminal, Seattle, Washington, and on appeals therefrom by the Secretary of the Interior not later than 7 days after receipt thereof in his office at the Department of the Interior in Washington, D. C. Any petition filed under this paragraph must include a full showing of the pertinent facts, and must be filed in triplicate; and when any petition is filed with the Secretary of the Interior a copy thereof shall be filed at or before that time with the Area Coordinator. Unless there has been a hearing on the matter earlier in the proceedings, the petitioner may have a hearing before final action by request is included in his petition.

(o) *Delegation of authority; designated representative.* For the purpose of this section, the functions, duties and powers of the Secretary of the Interior may in his absence, or upon proper delegation, be exercised by the Director of Fish and Wildlife Service. All applications, petitions, and communications referred to herein shall, unless otherwise specified, be addressed to and filed with the Area Coordinator, United States Department of the Interior, 421 Bell Street Terminal, Seattle, Washington; he is the Area Coordinator referred to in this section and is hereby designated as the representative of the Secretary of the Interior for immediate supervision of the administration of this section. In the performance of these functions, the Area Coordinator may designate any members of his staff to carry out any specific functions that may be assigned; and, in addition, he may delegate specific functions to any member of the staff of the Fish and Wildlife Service, with the consent of the superior of such staff member.

(p) *Effective date.* This section shall become effective at once, and shall continue in effect through December 31, 1946, except as otherwise provided. Where any supervised allocation program is set up pursuant to paragraph (i) of this section, deliveries of halibut received by a permittee during the 1946 season, but before the effective date of this section, shall be considered as received under the share allocated to him under such program.

Issued this 23d day of April 1946.

J. A. KRUG,

Secretary of the Interior.

[F. R. Doc. 46-6919; Filed, Apr. 25, 1946; 9:25 a. m.]

### Notices

#### FEDERAL COMMUNICATIONS COMMISSION.

[Docket No. 6220]

HERMAN RADNER

#### ORDER DESIGNATING APPLICATION FOR HEARING ON STATED ISSUES

In re application of Herman Radner, Dearborn, Michigan, for construction

permit; Docket No. 6220, File No. B2-P-3180.

Attention is directed to the following errors which appear in the FEDERAL REGISTER, April 6, 1946 issue:

The title, "Order designating application for consolidated hearing on stated issues," should read "Order designating application for hearing on stated issues," as stated above. (At page 3693, column 3.)

The words "unlimited time" on the seventh line of the third paragraph should read "daytime only." (At page 3693, column 3.)

[SEAL] FEDERAL COMMUNICATIONS  
COMMISSION,  
T. J. SLOWIE,  
Secretary.

[F. R. Doc. 46-6991; Filed, Apr. 25, 1946; 11:44 a. m.]

[Docket No. 7352]

WESTINGHOUSE RADIO STATIONS, INC.  
(KYW)

#### NOTICE OF HEARING

In re application of Westinghouse Radio Stations, Inc. (KYW); date filed, February 24, 1945; for construction permit; class of service, broadcast; class of station, broadcast; location, Philadelphia, Pennsylvania; operating assignment specified: frequency 1060 kc, power 50 kw night, 50 kw day; hours of operation, unlimited; Docket No. 7352, File No. B2-P-3855.

You are hereby notified that the Commission has examined the application in the above entitled case and has designated the matter for hearing for the following reasons:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, and of its officers, directors and stockholders, to operate Station KYW as proposed.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of Station KYW as proposed and the character of other broadcast service available to those areas and populations.

3. To determine whether the operation of Station KYW as proposed would involve objectionable interference with any existing United States broadcast stations, the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

4. To determine whether the operation of Station KYW as proposed would involve objectionable interference with the Mexican station XEDP, Mexico City, and the nature and extent of any such interference.

5. To determine whether the operation of Station KYW as proposed would involve objectionable interference with services proposed in any pending applications for broadcast facilities, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

<sup>1</sup>D. A.—night and day



6. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: Westinghouse Radio Stations, Inc., % Walter S. Evans, Vice-President, 1619 Walnut Street, Philadelphia, Pennsylvania.

Dated at Washington, D. C., April 11, 1946.

[SEAL] FEDERAL COMMUNICATIONS  
COMMISSION,  
T. J. SLOWIE,  
Secretary.

[F. R. Doc. 46-6987; Filed, Apr. 25, 1946;  
11:43 a. m.]

[Docket No. 7353]

LAKE SUPERIOR BROADCASTING CO.

#### NOTICE OF HEARING

In re application of Lake Superior Broadcasting Company (new); date filed, October 4, 1945; for construction permit; class of service, standard broadcast; class of station, standard broadcast; location, Duluth, Minn.; operating assignment specified: Frequency 1080 kc, power 10 kw night,<sup>1</sup> 10 kw day;<sup>1</sup> hours of operation, unlimited; Docket No. 7353, File No. B4-P-427.

You are hereby notified that the Commission has examined the application in the above entitled case and has designated the matter for hearing for the following reasons:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, and of its officers, directors and stockholders, to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to receive primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations, in the United States, the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether operation of proposed station would involve objectionable interference with the operation of

<sup>1</sup>D. A.—night and day.

Station CKY, Winnipeg, or any other Canadian Station, and the nature and extent of any such interference.

6. To determine whether the operation of the proposed station would involve objectionable interference with services proposed in any pending applications for broadcast facilities, the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

7. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

8. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

The applicant is hereby given an opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: Lake Superior Broadcasting Company, c/o Thomas M. McCabe, President, 700 Torrey Building, Duluth, Minnesota.

Dated at Washington, D. C., April 11, 1946.

[SEAL] FEDERAL COMMUNICATIONS  
COMMISSION,  
T. J. SLOWIE,  
Secretary.

[F. R. Doc. 46-6990; Filed, Apr. 25, 1946;  
11:44 a. m.]

[Docket No. 7363]

HAROLD THOMAS (WATR)

#### NOTICE OF HEARING

In re Application of Harold Thomas (WATR); date filed, August 29, 1945; For construction permit to increase power, install new transmitter and D. A. for day and night use, and change transmitter and studio locations; class of service, broadcast; class of station, broadcast; location (proposed), Springfield, Massachusetts; operating assignment specified: Frequency 1320 kc, Power 5 kw night,<sup>1</sup> 5 kw day;<sup>1</sup> hours of operation unlimited; Docket No. 7363, File No. B1-P-3950.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the application of WMAS, Inc. (WMAS), Springfield, Massachusetts (File No. B1-P-4313, Docket No. 7364), on the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant to construct and operate Station WATR as proposed.

2. To determine the areas and populations which may be expected to gain pri-

mary service from the proposed operation of station WATR and the character of other broadcast service available to those areas and populations.

3. To determine the type of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the proposed operation of station WATR would involve objectionable interference with any existing broadcast stations, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast services to such areas and populations.

5. To determine whether the proposed operation of Station WATR would involve objectionable interference with the services proposed in any pending applications for broadcast facilities, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast services to such areas and populations.

6. To determine whether the installation and operation of Station WATR as proposed would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

8. To determine on a comparative basis, which, if any, of the applications in this consolidated proceeding should be granted.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: Harold Thomas, Radio Station WATR, 71 Grand Street, Waterbury, Connecticut.

Dated at Washington, D. C. April 11, 1946.

[SEAL] FEDERAL COMMUNICATIONS  
COMMISSION,  
T. J. SLOWIE,  
Secretary.

[F. R. Doc. 46-6989; Filed, Apr. 25, 1946;  
11:44 a. m.]

[Docket No. 7364]

WMAS, INC.

#### NOTICE OF HEARING

In re application of WMAS, Incorporated (WMAS); date filed, November 2, 1945; for construction permit to change frequency, increase power, install new transmitter and directional antenna and change transmitter location; class of service, standard broadcast; class of station, standard broadcast; location,



Springfield, Massachusetts; operating assignment specified: frequency 1320 kc, power 5 kw night,<sup>1</sup> 5 kw day;<sup>1</sup> hours of operation unlimited; Docket No. 7364, File No. B1-P-4313.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the application of Harold Thomas (WATR) Waterbury, Connecticut (File No. B1-P-3950; Docket No. 7363) on the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant corporation, its officers, directors and stockholders to construct and operate Station WMAS as proposed.

2. To determine the areas and populations which may be expected to gain primary service from the proposed operation of Station WMAS and the character of other broadcast service available to those areas and populations.

3. To determine the type of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the proposed operation of Station WMAS would involve objectionable interference with any existing broadcast stations, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast services to such areas and populations.

5. To determine whether the proposed operation of Station WMAS would involve objectionable interference with the services proposed in any pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast services to such areas and populations.

6. To determine whether the installation and operation of State WMAS as proposed would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

8. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: WMAS, Incorporated, c/o A. S. Moffatt, President, 1757 Main Street, Springfield, Massachusetts.

Dated at Washington, D. C. April 11, 1946.

[SEAL] FEDERAL COMMUNICATIONS  
COMMISSION,  
T. J. SLOWIE,  
Secretary.

[F. R. Doc. 46-6986; Filed, Apr. 25, 1946;  
11:43 a. m.]

[Docket No. 7369]

FORT WORTH BROADCASTING CO.

#### NOTICE OF HEARING

In re application Fort Worth Broadcasting Company (new); date filed, January 5, 1946; for construction permit; class of service, standard broadcast; class of station, standard broadcast; location, Fort Worth, Texas; operating assignment specified: frequency 1360 kc; power 1 kw night,<sup>1</sup> 1 kw day; hours of operation, unlimited; Docket No. 7369, File No. B3-P-4439.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the application of Dr. Leslie Halton Luck and Myron Birdsel "Patt" McDonald, d/b as Luck-McDonald Company, Fort Worth, Texas (File No. B3-P-4413, Docket No. 7368) on the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant corporation, its officers, directors and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast services to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in any pending applications for broadcast facilities, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast services to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's Rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

8. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: Fort Worth Broadcasting Company, % Russ N. Lamb, 402 Houston Street, Fort Worth, Texas.

Dated at Washington, D. C., April 11, 1946.

[SEAL] FEDERAL COMMUNICATIONS  
COMMISSION,  
T. J. SLOWIE,  
Secretary.

[F. R. Doc. 46-6988; Filed, Apr. 25, 1946;  
11:43 a. m.]

[Docket No. 7445]

WESTERN UNION TELEGRAPH CO.

#### ORDER ENLARGING SCOPE OF INVESTIGATION

In the matter of the Western Union Telegraph Company, petition for rate increase; Docket No. 7445.

The Commission, having under consideration its order of March 20, 1946 herein; and having also under consideration the petition filed on March 18, 1946, by The Western Union Telegraph Company, referred to in said order; and

It appearing, that The Western Union Telegraph Company proposes to increase its revenues collected from the public by the following adjustments in its domestic interstate telegraphic rates:

(1) Increase the charges for certain message services (full rate, day letter, night letter, serial and press) by not more than 10%.

(2) Elimination of the existing 20% differential between the United States Government and regular commercial rates by applying regular commercial rates to all Government domestic telegrams now subject to such differential.

(3) Establishment of increased money order premium charges on money orders of over \$25.00 principal amount.

(4) Establishment of a night letter rate schedule providing for an increase in rates greater than 10% for the longer distances, namely, the last four rate zones.

(5) Increase the charges for Commercial News Department services by 10%.

(6) Discontinue the "Tourate" classification.

(7) Discontinue the "Longram" classification.

(8) Discontinue the practice of forwarding messages beyond their original destination without additional charge.

It is further appearing, that questions may be presented as to the lawfulness of the above proposed rate adjustments un-

<sup>1</sup> D. A.—night and day.

<sup>1</sup> D. A.—night.



der the Communications Act of 1934, as amended, and of certain other rates provided for in the presently effective tariff schedules of The Western Union Telegraph Company, which are not included in its above proposals, namely, the "exceptional" rates applicable on messages to or from certain cities from or to certain other cities; the special "Exchange Rates" applicable to messages between the floors of grain and produce exchanges; and the classification of service designated as "serial" service;

It further appearing, that, in particular, the above "exceptional" rates, the "Exchange Rates", and the "serial" service classification may be unlawful under the Communications Act of 1934 because they result in unjust or unreasonable discrimination, undue or unreasonable preferences or advantages, or undue or unreasonable prejudices or disadvantages;

*It is ordered*, This Fourth day of April 1946, that, without in any way limiting the scope of the proceeding herein, the hearings to be held herein shall include consideration of the lawfulness under the Communications Act of 1934, as amended, of the rate adjustments proposed by The Western Union Telegraph Company, in its above petition of March 18, 1946, and also of the "exceptional" rates, the "Exchange Rates" and the "serial" service classification, referred to above.

By the Commission.

[SEAL]

T. J. SLOWIE,  
Secretary.

[F. R. Doc. 46-6985; Filed, Apr. 25, 1946;  
11:43 a. m.]

[Docket Nos. 7500, 7501]

ANTILLES BROADCASTING SYSTEM, INC.  
AND RADIO AMERICAS CORP.

ORDER DESIGNATING APPLICATIONS FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of Antilles Broadcasting System, Inc., Rio Piedras, Puerto Rico; Docket No. 7500, File No. B-P-4589; Radio Americas Corporation, San Juan, Puerto Rico; for construction permits; Docket No. 7501, File No. B-P-4295.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 3d day of April 1946;

The Commission having under consideration the application of Antilles Broadcasting System, Inc. (File No. B-P-4589; Docket No. 7500), for a construction permit for a new standard broadcast station at Rio Piedras, Puerto Rico, to operate on 790 KC, with 5 KW power, unlimited time; and the Commission having also under consideration the application of Radio Americas Corporation (File No. B-P-4295; Docket No. 7501), for a construction permit for a new standard broadcast station at San Juan, Puerto Rico, to operate on 790 KC, with 1 KW power, unlimited time;

*It is ordered*, That the above-entitled applications be, and they are hereby, designated for hearing together in a consolidated proceeding on the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporations, their officers, directors, and stockholders to construct and operate the proposed stations.

2. To determine the areas and populations which would gain primary service through the operation of the proposed stations and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program services proposed to be rendered and whether such services would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed stations would involve objectionable interference with any existing or proposed broadcast service and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL]

T. J. SLOWIE,  
Secretary.

[F. R. Doc. 46-6983; Filed, Apr. 25, 1946;  
11:43 a. m.]

[Docket No. 7502, 7503]

CLEARWATER BROADCASTING CO., INC. AND  
CLEARWATER RADIO BROADCASTERS, INC.

ORDER DESIGNATING APPLICATIONS FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of Clearwater Broadcasting Company, Inc., Clearwater, Florida, Docket No. 7502, File No. B3-P-4555; Clearwater Radio Broadcasters, Inc., Clearwater, Florida, Docket No. 7503, File No. B3-P-4650; For Construction Permits.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 3d day of April 1946;

The Commission having under consideration the application of Clearwater Broadcasting Company, Inc. (File No. B3-P-4555; Docket No. 7502), for a construction permit for a new standard broadcast station at Clearwater, Florida, to operate on 1340 kc, with 250 watts power, unlimited time; and the Commission having also under consideration the application of Clearwater Radio Broadcasters, Inc. (File No. B3-P-4650; Docket No. 7503), for a construction permit for a new standard broadcast station at Clearwater, Florida, to operate on 1340 kc, with 250 watts power, unlimited time;

*It is ordered*, That the above-entitled applications be, and they are hereby designated for hearing together in a consolidated proceeding on the following issues:

1. To determine the legal, technical, financial, and other qualifications of the

applicant corporations, their officers, directors, and stockholders to construct and operate the proposed stations.

2. To determine the areas and populations which would gain primary service through the operation of the proposed stations and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program services proposed to be rendered and whether such services would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed stations would involve objectionable interference each with the other, or with any other proposed or existing broadcast station, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL]

T. J. SLOWIE,  
Secretary.

[F. R. Doc. 46-6984; Filed, Apr. 25, 1946;  
11:43 a. m.]

## FEDERAL POWER COMMISSION.

[Docket No. G-717]

NATURAL GAS PIPELINE CO. OF AMERICA  
ORDER FIXING DATE OF HEARING

APRIL 23, 1946.

Upon consideration of the application filed on April 10, 1946, by Natural Gas Pipeline Company of America (Applicant) for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, to authorize the construction and operation of facilities to be used in connection with its transportation and sale of natural gas in interstate commerce for resale for ultimate public consumption, comprising a pipeline two inches in diameter extending from a connection with Applicant's present 26-inch main trunk pipeline, at a point in section 12, Township 6 South, Range 3 West, Cloud County, Kansas, northerly approximately 240 feet to a regulating and metering station to be there constructed, and all necessary appurtenances thereto;

The Commission orders that:

(A) A public hearing be held commencing on May 10, 1946, at 10:00 a. m. (e. s. t.) in the Hearing Room of the Federal Power Commission, Hurley-Wright Building, 1800 Pennsylvania Avenue NW., Washington, D. C., respecting the matters involved and the issues presented in this proceeding; *Provided, however*, That if no protest or petition to intervene has been filed or allowed prior to the date hereinbefore fixed for hearing, or if a



protest or petition to intervene, in the judgment of the Commission, raises no issue of substance, the Commission may dispose of the application without contested hearing, by order upon the application and evidence filed or available to the Commission and such additional evidence as the Commission may require to be filed for its consideration.

(B) Interested state commissions may participate in this hearing as provided in § 67.4 of the provisional rules of practice and regulations under the Natural Gas Act.

By the Commission.

[SEAL] LEON M. FUQUAY,  
Secretary.

[F. R. Doc. 46-6920; Filed, Apr. 25, 1946;  
9:25 a. m.]

[Project No. 199]

SOUTH CAROLINA PUBLIC SERVICE  
AUTHORITY

ORDER FIXING DATE OF HEARING

APRIL 23, 1946.

Upon consideration of the amended application filed April 30, 1943, by South Carolina Public Service Authority, licensee for Project No. 199, for exemption from payment of annual charges for the year 1942, pursuant to the terms of section 10 (e) of the Federal Power Act, and the rules of practice and regulations thereunder; and

It appearing that:

(a) Our order of April 4, 1939, authorized the transfer of license from Project No. 199 from Columbia Railway and Navigation Company to the South Carolina Public Service Authority, a municipal corporation;

(b) During 1942 licensee's total project power sales amounted to 276,080,000 kilowatt hours, grossing \$953,982.73;

(c) During 1942 licensee sold:

(i) 46.6973 per cent of project power for resale to South Carolina Power, South Carolina Electric and Gas Company, and Carolina Power and Light Company, corporations operated for profit;

(ii) 52.6789 per cent of project power to general consumers;

(iii) 2.851 per cent of project power to Berkeley Electric Cooperative for resale;

(iv) .3387 per cent of project power to licensee's Berkeley Division for resale;

(d) Under date of February 24, 1943, licensee remitted its certified check in amount of \$4,092.54 in payment under protest of annual charges for the year 1942;

(e) In its application for exemption the licensee contends that:

(i) The project is primarily designed for the improvement of navigation;

(ii) All the power developed by the project was sold to the public without profit;

(iii) Licensee's operations were conducted without profit;

(iv) As an agency of the State of South Carolina licensee cannot operate at a profit;

(f) Licensee has not shown that:

(i) The license for Project No. 199 was either issued or transferred without

charge because the project was primarily designed to provide or improve navigation;

(ii) Licensee has not shown that the licensed project was primarily designed to provide or improve navigation;

(iii) Licensee has not shown that power generated at the project during 1942 and sold to the parties referred to in paragraph (c) above for resale was resold by such parties to the public without profit;

The Commission finds that:

It is desirable to afford the licensee a full opportunity to present all pertinent evidence and argument in support of its application for exemption;

The Commission orders that:

A public hearing be held on May 21, 1946, commencing at 10:00 a. m. in the Hearing Room of the Federal Power Commission, 1800 Pennsylvania Avenue NW., Washington 25, D. C., respecting the matters involved and the issues presented in this proceeding.

By the Commission.

[SEAL] LEON M. FUQUAY,  
Secretary.

[F. R. Doc. 46-6921; Filed, Apr. 25, 1946;  
9:25 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[Order 125 Under 3 (e), Amdt. 1]

DECTO PRODUCTS CO.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to § 1499.3 (e) of the General Maximum Price Regulation, *It is ordered:*

Order No. 125 under § 1499.3 (e) of the General Maximum Price Regulation is amended in the following respects.

1. Paragraph (a) is amended to read as follows:

(a) Maximum delivered prices for sales of "Scratch-Fix", a furniture scratch eradicator, in a kit containing 4 wax pencils, manufactured by Decto Products Company, 76 North Street, Salem, Massachusetts, are established as follows:

On sales to—		
Jobbers	Dealers	Consumers
Per kit \$0.24	Per kit \$0.30	Per kit \$0.45

2. Paragraph (c) is amended to read as follows:

(c) With or prior to the first delivery of the commodity described in paragraph (a) to any reseller, the seller shall give such reseller a written notice of the maximum retail price applicable to sales at retail as established by paragraph (a) of this order. If such reseller is a wholesaler, the notification shall include the maximum price applicable to the wholesaler's resales established by paragraph

(a) of this order and a statement that such wholesaler is required by this order to notify any retailer to whom he sells of the maximum retail price as established by paragraph (a) of this order.

This amendment and order shall become effective April 25, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-6870; Filed, Apr. 24, 1946;  
11:52 a. m.]

[Order 48 Under 3 (c)]

LANDERS, FRARY AND CLARK

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to § 1499.3 (c) of the General Maximum Price Regulation, *It is ordered:*

(a) The maximum net delivered prices, excluding federal excise taxes, for sales to consumers by any person of the following electric water heaters distributed by Landers, Frary and Clark of New Britain, Connecticut, under the trade name Universal, shall be:

Model No.	Zone 1	Zone 2	Zone 3
WH7132-1.....	\$66.82	\$68.76	\$70.02
WH7242-1.....	72.64	75.03	76.59
WH7132-2.....	82.35	84.33	85.62
WH7132-3.....	82.35	84.33	85.62
WH7242-2.....	89.67	92.11	93.70
WH7242-3.....	89.67	92.11	93.70
WH7352-2.....	96.33	99.00	100.74
WH7352-3.....	96.33	99.00	100.74
WH7352-1.....	79.80	82.42	84.13

(b) The maximum net prices, excluding federal excise taxes, for sales to "servicing dealers" by any person of the following electric water heaters, shall be:

Model No.	Zone 1		Zone 2		Zone 3	
	On shipments of—		On shipments of—		On shipments of—	
	1-4 heaters inclusive	5 or more heaters	1-4 heaters inclusive	5 or more heaters	1-4 heaters inclusive	5 or more heaters
WH7132-1.....	\$42.26	\$40.62	\$44.20	\$42.56	\$45.46	\$43.82
WH7242-1.....	46.02	44.24	48.41	46.63	49.97	48.19
WH7352-1.....	50.55	48.60	53.17	51.22	54.88	52.93
WH7132-2.....	51.98	49.95	53.95	51.93	55.25	53.22
WH7132-3.....	51.98	49.95	53.95	51.93	55.25	53.22
WH7242-2.....	56.67	54.47	59.11	56.91	60.70	58.50
WH7242-3.....	56.67	54.47	59.11	56.91	60.70	58.50
WH7352-2.....	60.89	58.53	63.56	61.20	65.30	62.94
WH7352-3.....	60.89	58.53	63.56	61.20	65.30	62.94

(c) The maximum net prices set forth in (b) above are f. o. b. point of shipment. When, however, shipment is made direct from Richmond, California to the dealer the maximum net prices set forth in (b) above are f. o. b. dealer's city.

(d) The maximum net prices, excluding federal excise taxes, for sales to distributors by any person of the following electric water heaters, shall be:

Model No.:	
WH7132-1.....	\$32.75
WH7242-1.....	35.50
WH7352-1.....	39.00
WH7132-2.....	40.60



## Model No.—Continued.

WH7132-3	\$40.50
WH7242-2	44.00
WH7242-3	44.00
WH7352-2	47.25
WH7352-3	47.25

(e) *Definition of zones.* Zone 1 includes the states of California, Oregon, Arizona and that portion of the state of Washington west of the Cascade Mountains.

Zone 2 includes the states of Utah, Idaho, Colorado, New Mexico, Missouri and that portion of the state of Washington east of the Cascade Mountains.

Zone 3 includes the states of Montana, Texas and Oklahoma.

(f) The maximum prices for sales of the commodities covered by this order on an installed basis shall be determined in accordance with the provisions of Revised Maximum Price Regulation No. 251.

(g) Each seller, except on sales to consumers, shall notify, in writing, each of his purchasers at or before the time of the first invoice after the effective date of this order of the maximum prices established by this order for sales to such purchasers as well as the purchaser's, except a dealer, maximum price upon resale.

(h) Landers, Frary and Clark or its agent shall attach to each of the electric water heaters covered by this order a tag containing the following:

- (1) Model No. of the heater.
- (2) The OPA maximum retail price including federal excise tax.
- (3) A statement that the maximum price shown includes the federal excise tax actually paid, delivery and one year warranty.

(i) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 25, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-6869; Filed, Apr. 24, 1946; 11:52 a. m.]

[Order 139 Under 3 (e)]

J. M. CAIN

## ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.3 (e) of the General Maximum Price Regulation, *It is ordered:*

(a) Maximum prices for sales of "Fabric Magic Concentrates A and B", a repellent, manufactured by J. M. Cain, 17 Niles Street, Hartford 5, Conn., are established as follows:

[Per ounce]

On sales to—		
Distributor	Retailing	Consumer
\$0.05	\$0.075	\$1.25

All prices are f. o. b. seller's shipping point except to consumer in which case they are delivered.

(b) No extra charge may be made for containers.

(c) With or prior to the first delivery of the commodity described in paragraph (a) to any reseller, the seller shall give such reseller a written notice of the maximum retail price applicable to sales at retail as established by paragraph (a) of this order. If such reseller is a wholesaler, the notification shall include the maximum price applicable to the wholesaler's resales as established by paragraph (a) of this order and a statement that such wholesaler is required by this order to notify any retailer to whom he sells of the maximum retail price as established by paragraph (a) of this order.

(d) Prior to making any delivery of the aforesaid commodity, after the effective date of this order, the manufacturer shall mark or cause to be marked thereon the following legend:

Maximum retail price—\$-----

Blank shall be filled in with applicable maximum retail price.

This order shall become effective April 25, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-6871; Filed, Apr. 24, 1946; 11:53 a. m.]

[Order 140 Under 3 (e)]

SKS Mfg. Co.

## ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to § 1499.3 (e) of the General Maximum Price Regulation, *It is ordered:*

(a) Maximum delivered prices for sales of "SKS Product #2546", in one ounce bottles, used mainly for the elimination of noise control on electronic devices, manufactured by the SKS Manufacturing Company, 3047 Ida Street, Omaha, Nebraska, are established as follows:

Quantity	On sale to—		
	Distributor	Dealer	Consumer
1 dozen	Each \$1.50	Each \$2.00	Each \$3.34
1 gross	1.34		
10 gross	.835		

(b) No extra charge may be made for containers.

(c) With or prior to the first delivery of the commodity described in paragraph (a) to any reseller, the seller shall give such reseller a written notice of the maximum retail price applicable to sales at retail as established by paragraph (a) of this order. If such reseller is a wholesaler, the notification shall include the maximum price applicable to the wholesaler's resales established by para-

graph (a) of this order and a statement that such wholesaler is required by this order to notify any retailer to whom he sells of the maximum retail price as established by paragraph (a) of this order.

(d) Prior to making any delivery of the aforesaid commodity, after the effective date of this order, the manufacturer shall mark or cause to be marked thereon the following legend:

Maximum retail price----- \$3.34

This order shall become effective April 25, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-6872; Filed, Apr. 24, 1946; 11:51 a. m.]

[Rev. SO 119, Order 173]

FROST CO.

## ADJUSTMENT OF MAXIMUM PRICES

Order No. 173 under Revised Supplementary Order No. 119. Docket No. 6123-119-60. Adjustment of maximum prices for sale of brass plumbing goods and brass specialties manufactured by the Frost Company of Kenosha, Wisconsin.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Revised Supplementary Order No. 119, it is ordered:

(a) *Maximum prices for the Frost Company of Kenosha, Wisconsin.* (1) The above manufacturer may determine his maximum prices for his line of brass plumbing goods and brass specialties by increasing by 13 percent his prices on these items in effect on October 1, 1941 to each class of purchaser.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941 plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category, during March 1942.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their presently established maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The manufacturer shall send the follow-



ing notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Order No. 173 under Revised Supplementary Order No. 119 authorizes a 13 percent increase in October 1, 1941 net prices for sales of brass plumbing goods and brass specialties manufactured by this company.

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 173.

(d) All prayers for relief not granted herein are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective April 25, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-6900; Filed, Apr. 24, 1946;  
11:52 a. m.]

[Rev. SO 119, Order 174]

H. B. IVES CO.

#### DETERMINATION OF MAXIMUM PRICES

Order No. 174 under Revised Supplementary Order No. 119. The H. B. Ives Co., New Haven, Conn. Docket No. 6075-SO 119-31.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Revised Supplementary Order No. 119, it is ordered:

(a) *Maximum prices for the H. B. Ives Co. of New Haven, Conn.* (1) The above manufacturer may determine his maximum prices for his line of builders' hardware and related items subject to Revised Price Schedule 40 and Maximum Price Regulation 591 by increasing by 21.5 percent his prices on these items in effect on October 1, 1941 to each class of purchaser.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Revised Price Schedule No. 40 and Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941 plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order shall determine their maximum prices in accordance with the provisions of Supplementary Order 151 issued by the Office of Price Administration.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Order No. 174 under Revised Supplementary Order No. 119 authorizes a 21.5 percent increase in October 1, 1941 net prices for sales of builders' hardware and related items manufactured by this company;

Resellers shall determine their maximum prices in accordance with the provisions of Supplementary Order 151 issued by the Office of Price Administration.

(d) All prayers for relief not granted herein are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective April 25, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-6901; Filed, Apr. 24, 1946;  
11:52 a. m.]

[Rev. SO 119, Order 175]

A. O. SMITH CORP.

#### ADJUSTMENT OF MAXIMUM PRICES

Order No. 175 under Revised Supplementary Order No. 119. Docket No. 6123-SO 119-48. Adjustment of glass lined water tanks manufactured by the A. O. Smith Corporation of Milwaukee, Wisconsin.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Revised Supplementary Order No. 119, it is ordered:

(a) *Maximum prices for The A. O. Smith Corporation of Milwaukee, Wisconsin.* (1) The above manufacturer may determine his maximum prices for his line of glass lined water tanks by increasing by 17 percent his prices on these items in effect on October 1, 1941, to each class of purchaser.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941, plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category, during March 1942.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their presently established maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Order No. 175 under Revised Supplementary Order No. 119 authorizes a 17 percent increase in October 1, 1941, net prices for sales of glass lined water tanks manufactured by this company;

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 175.

(d) All prayers for relief not granted herein are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective April 25, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-6902; Filed, Apr. 24, 1946;  
11:52 a. m.]

[SO 142, Order 89]

DAVID BOGEN CO., INC.

#### ADJUSTMENT OF MAXIMUM PRICES

Order No. 89 Under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. David Bogen Company, Inc. Docket No. 6083-S. O. 142-136-312.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142, it is ordered:

(a) The maximum prices for sales by the David Bogen Company, Inc., New York, New York, of its inter-office communicating equipment shall be determined by increasing by 19.1% the maximum prices in effect just prior to the issuance of this order.

(b) The David Bogen Company, Inc., New York, New York, shall compute maximum prices for sales of its lines of amplifiers and industrial phonographs (electric) under the provisions of section 19 (1) (3) of Revised Maximum Price Regulation No. 136 substituting the figure 19.1% for the percentage applicable to the part being priced which is set forth in that section.

(c) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior



to the issuance of this order, by the same percentage by which his net invoiced cost has been increased by reason of this order.

(d) The David Bogen Company, Inc. shall notify each purchaser, who buys the products listed in paragraph (a) above for resale, of the percentage by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(e) All requests not granted herein are denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 25, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-6903; Filed, Apr. 24, 1946;  
11:53 a. m.]

[MPR 64, Amdt. 1 to Rev. Order 245]

TAPPAN STOVE CO.

#### APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to Maximum Price Regulation No. 64, *It is ordered*, That Revised Order No. 245 under section 11 of Maximum Price Regulation No. 64 be, and it hereby is, amended in the following respect:

The following table is added immediately after the table now in paragraph (a) (2):

Model	Maximum prices for sales to ultimate consumers		
	Zone 2A	Zone 4	Zone 5
CPGVD 557.....	\$200.25	\$203.25	\$205.25
CPGV 557.....	170.50	173.25	175.25
B or PGVD 57.....	189.95	192.95	194.95
GVD 57.....	188.95	191.95	193.95
B or PGV 57.....	159.50	162.50	164.50
GV 57.....	158.50	161.25	163.25
B or PG 57.....	148.25	150.95	152.95
G 57.....	147.25	149.95	151.95

This amendment shall become effective on April 25, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-6873; Filed, Apr. 24, 1946;  
11:51 a. m.]

[MPR 64, Rev. Order 258]

MONITOR EQUIPMENT CORP.

#### APPROVAL OF MAXIMUM PRICES

Order No. 258 under section 11 of Maximum Price Regulation No. 64 is revised and amended to read as follows:

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register;

and pursuant to section 11 of Maximum Price Regulation No. 64, *It is ordered*:

(a) This revised order establishes maximum prices for sales of two models of electric ranges manufactured for Monitor Equipment Corporation, of 110 E. 42nd Street, New York City, 17, New York.

(1) For sales in each zone by wholesale distributors to retail dealers, the maximum prices, including the Federal excise tax, are those set forth below:

Article	Model	Maximum prices for sales by wholesale distributors to retail dealers	
		Zone 1	Zone 2
Electric range..	ELRA-1:		
	1 to 4 units.....	\$119.56	\$121.59
	5 or more units.....	115.62	117.57
	ELRA-3:		
	1 to 4 units.....	78.77	79.86
	5 or more units.....	76.12	77.32
		Zone 3	Zone 4
	ELRA-1:		
	1 to 4 units.....	\$123.31	\$125.34
	5 or more units.....	119.21	121.17
	ELRA-3:		
	1 to 4 units.....	80.96	82.02
	5 or more units.....	78.22	79.24

These maximum prices are f. o. b. the seller's city; and are subject to each seller's customary terms, discounts, allowances, and other price differentials in effect on sales of similar articles.

(2) For sales in each zone by retail dealers to ultimate consumers, the maximum prices, including the Federal excise tax, but not including any local or state taxes imposed at the point of sale, are those set forth below:

Article	Model	Maximum prices for sales by retail dealers to ultimate consumers	
		Zone 1	Zone 2
Electric range..	ELRA-1.....	\$178.75	\$181.95
	ELRA-3.....	118.50	120.25
		Zone 3	Zone 4
	ELRA-1.....	\$184.75	\$187.95
	ELRA-3.....	121.95	123.75

These maximum prices include delivery; a one-year warranty; and installation where the installation requires only that the range be connected to electric facilities to be provided by the consumer and such connection does not require any additional materials. If a range cord set (customarily referred to in the industry as a "pigtail") is required and is furnished by the retail dealer, he may add \$3.50 to the applicable OPA retail ceiling price shown above. In all other respects these maximum prices are subject to each seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(3) The provisions of Supplementary Order No. 153 shall not apply to sales of articles covered by this revised order.

(b) At the time of, or prior to, the first invoice to a purchaser for resale after the effective date of this revised order, Monitor Equipment Corporation shall notify the purchaser of the maximum prices and conditions established by this revised order for resales by the purchaser.

In addition, before delivering any article covered by this revised order, Monitor Equipment Corporation shall attach or cause to be attached to the outside oven door panel of each range, a tag or other label, showing: the model number of the article; its maximum prices for sales to ultimate consumers in each zone; and a list of the States included in each zone. The label shall also contain a statement that the retail ceiling price includes the Federal excise tax; delivery; a one-year warranty; and installation where the installation requires only that the range be connected to electric facilities to be provided by the consumer, and such connection does not require any additional materials; and that if a range cord set is required, and is furnished by the dealer, he may add \$3.50 to the applicable OPA retail ceiling price.

(c) For the purposes of this revised order, Zones 1, 2, 3, and 4 comprise the following states:

Zone 1. Michigan, Indiana, and Ohio.  
Zone 2. Maine, New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, New York, New Jersey, Pennsylvania, Delaware, Maryland, District of Columbia, West Virginia, Virginia, North Carolina, South Carolina, Kentucky, Tennessee, Mississippi, Alabama, Georgia, Wisconsin, Illinois, Minnesota, Iowa, Missouri, and Arkansas.  
Zone 3. North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, Texas, Louisiana, Montana, Wyoming, Colorado, New Mexico, and Florida.  
Zone 4. Idaho, Utah, Arizona, Nevada, Washington, Oregon, and California.

(d) This revised order may be revoked or amended by the Price Administrator at any time.

(e) This revised order shall become effective on April 25, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-6874; Filed, Apr. 24, 1946;  
11:50 a. m.]

[RMPR 136, Order 616]

HUDSON MOTOR CAR CO.

#### AUTHORIZATION OF MAXIMUM PRICE

Order No. 616 under Revised Maximum Price Regulation 136, Machines, parts and industrial equipment. Hudson Motor Car Company; Docket No. 6085-136.21-20.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 8 and 21 of Revised Maximum Price Regulation 136, *It is ordered*:

(a) Hudson Motor Car Company, hereinafter called Company, may sell and deliver f. o. b. Detroit, Michigan, to distributors for resale to master dealers under distributor-dealer agreements, the Hudson new commercial truck listed in subparagraph (1) at a price not to ex-



ceed the applicable Company net price in that subparagraph subject to a wholesale discount of 3.5% of the applicable list price shown in that subparagraph, to be paid or credited to distributors under the same terms and conditions as in effect on March 31, 1942, plus applicable charges in subparagraph (2):

(1) *Truck.*

Model	Description	Company net price	List price
58	Cab pick-up including mechanical clock, bumper guards (front only), extra windshield wiper, and 6.50 x 16 6-ply synthetic rubber tires in lieu of 6.00 x 16 4-ply natural rubber tires; also including advertising charge.	\$882.14	\$1,154

(2) *Charges—(i) Extra or optional equipment.* A charge for each item of extra or optional equipment listed below affixed to the new truck which shall not exceed the respective company net price shown below:

Description	Schedule		
	Company net price to distributor	Distributor net price to dealer	List price
Combination fuel and vacuum pump.	\$4.53	\$4.85	\$6.10
Drivemaster, except with RHD.	53.83	56.11	69.59
Electric clock.	8.60	9.21	11.58
Headlight dimming resistor.	.77	.82	1.05
Hub caps, large.	5.88	6.30	7.92
Oil bath air cleaner.	2.03	2.18	2.74
Overdrive.	55.39	58.47	72.63
Police and taxicab clutch with heavy rear chassis springs, 11" brakes and heavy type seat cushion springs.	6.97	7.47	9.40
Rubber cushion pad.	5.43	5.82	7.32
Steering wheel, 17" with horn operating ring.	3.76	4.03	5.07
Steering wheel, 18"	12.22	13.09	16.47
Special paint, nepal-ivory.	36.20	38.79	48.79
Special paint, copper red.	9.05	9.70	12.20
Vacuum drive.	25.60	27.02	33.57
Vacuum antenna.	5.88	6.30	7.92
Weathermaster.	22.88	28.95	40.67
Wheel rim trim rings.	7.93	8.50	10.69
Twin air horns.	5.60	6.25	8.00
Model 51 front bumper and guard assembly.	5.25	5.63	7.50

(ii) *Factory handling charge.* A charge for handling of the new truck computed in accordance with the same method the Company had in effect on March 31, 1942.

(iii) *Federal excise taxes.* A charge to cover expense of Federal excise taxes, at current legal rate, on the new truck and extra or optional equipment computed in accordance with the method the Company had in effect on March 31, 1942; except that in the case of extra or optional equipment the tax shall be computed on the basis of Company net prices for the extra or optional equipment sold with the truck.

(iv) *Transportation expense.* A charge to cover transportation cost which the Company may prepay for transporting the truck and extra or optional equipment from Detroit, Michigan, to the point at which delivery is made to the

distributor, computed in accordance with the same method the Company had in effect on March 31, 1942, plus transportation tax at the current legal rate.

(v) *Retail report card.* A charge for a retail report card not to exceed \$5.00 which shall be refunded or credited under the same terms and conditions in effect on March 31, 1942.

(vi) *Manufacturer's statement of origin.* A charge not to exceed twenty-five cents (\$0.25) for preparing and furnishing a manufacturer's statement of origin or similar document for the new truck when requested by the distributor.

(vii) *Anti-freeze.* A charge for anti-freeze supplied with the truck not to exceed the applicable maximum price.

(viii) *Charge for advertising.* A charge for cooperative advertising not to exceed \$10.00 when the distributor agrees to participate in the cooperative advertising program.

(b) The Company may sell and deliver f. o. b. Detroit, Michigan, to distributors for resale other than under distributor-dealer agreements, the Hudson new commercial truck listed in subparagraph (1) of paragraph (a) at a price not to exceed the total of the following charges:

(1) *Truck.* The applicable Company net price is subparagraph (1) of paragraph (a) for the new truck less the additional volume discount in paragraph (c).

(2) *Extra or optional equipment.* A charge for extra or optional equipment listed in subparagraph (2) (i) of paragraph (a) affixed to the new truck which shall not exceed the applicable Company net price to distributor in that subparagraph.

(3) *Delivery at factory to ultimate purchaser on distributor's order.* A charge not to exceed \$10.00 for preparing and conditioning the new truck for delivery at the factory to an ultimate purchaser on distributor's order.

(4) *Other expense.* Charges to cover factory handling, federal excise taxes, transportation expense, retail report card, manufacturer's statement of origin or similar document, and anti-freeze, determined in accordance with applicable methods provided for those charges in subparagraph (2) of paragraph (a).

(5) *Charge for advertising.* A charge for cooperative advertising not to exceed \$10.00 when the distributor agrees to participate in the cooperative advertising program.

(c) *Volume discount.* If during a yearly period ending September 30th of the year 1946 and on September 30th of each year thereafter, a distributor shall have sold at retail, or a master dealer shall have purchased for resale at retail, a net quantity of thirty-six or more new Hudson commercial trucks, the Company shall pay or credit to the applicable distributor or master dealer as soon as practicable after September 30, 1946 and after September 30th of each year thereafter under the same terms and conditions in effect on March 31, 1942, an amount obtained by applying the applicable discount in the following schedule to the respective list price in subparagraph (1) of paragraph (a):

Volume schedule:	Discount (percent)
1 to 35 inclusive.	None
36 to 75.	1/2
76 to 100.	3/4
101 to 125.	1
126 to 200.	1 1/2
201 to 300.	2
301 to 450.	2 1/2
451 and over.	3

(d) The Company may sell and deliver f. o. b. Detroit, Michigan, to users the Hudson new commercial truck listed in subparagraph (1) of paragraph (a) at a price not to exceed the total of the following charges:

(1) *Truck.* The applicable list price in subparagraph (1) of paragraph (a) for the new truck, less discounts thereon at rates no less than 98.08% of the discount rates in effect on March 31, 1942 to the applicable class of purchaser.

(2) *Extra or optional equipment.* A charge for extra or optional equipment listed in subparagraph (2) (i) of paragraph (a) affixed to the new truck which shall not exceed the applicable list price in that subparagraph, less discounts thereon at rates no less than 85% of the discount rates in effect on March 31, 1942 to the applicable class of purchaser; except that, for any item of equipment in the following schedule, the percentage to be applied to the discount rate in effect on March 31, 1942 to the applicable class of purchaser shall be the respective percentage in the schedule:

Rates schedule:	(Percent)
Overdrive.	83.93
Vacuum drive.	83.93
Weathermaster.	90.46

(3) *State and local taxes.* A charge not to exceed its expense for State and local taxes on the sale or delivery of the new truck and extra or optional equipment.

(4) *Additional handling charge.* A charge for preparing and conditioning the new truck for delivery to the user not to exceed \$10.00.

(5) *Gasoline, oil and anti-freeze.* A charge for gasoline, oil, and anti-freeze supplied with the truck not to exceed applicable maximum prices.

(6) *Other expense.* Charges to cover factory handling, Federal excise taxes, transportation expense, and statement of origin or similar document determined in accordance with the applicable methods provided in subparagraph (2) of paragraph (a).

(e) A distributor when selling under a distributor-dealer arrangement may sell and deliver to master dealers the Hudson new commercial truck listed in subparagraph (1) of paragraph (a) at a price not to exceed the applicable Company net price in that subparagraph plus the following applicable charges:

(1) *Extra or optional equipment.* A charge for each item of extra or optional equipment listed in subparagraph (2) (i) of paragraph (a) affixed to the new truck which shall not exceed the applicable distributor net price to a dealer listed in that subparagraph.

(2) *Transportation.* A charge to cover transportation expense not to exceed the rail freight charge at carload rate, by the most direct route, for the



transportation of the truck and extra or optional equipment from Detroit, Michigan, to the receiving station nearest to the place at which delivery is made to the purchaser, including transportation tax at the current legal rate; except that, where the truck or extra or optional equipment is transported by truck-away and the distributor pays the truck-away charge, the charge may be the truck-away charge at truckload rate, for the most direct from Detroit, Michigan, to the place at which delivery is made to the purchaser including transportation tax at the current legal rate.

(3) *Federal excise taxes.* A charge not to exceed the charges made by the Company to cover Federal excise taxes on the new truck and extra or optional equipment.

(4) *Factory handling charge.* A charge for factory handling not to exceed the charge the Company makes to the distributor.

(5) *Unloading and warehousing charges.* When the new truck is stored in a warehouse by the distributor, a charge not to exceed \$10.00 to cover warehousing expense and a charge not to exceed \$3.50 to cover unloading and greasing expense.

(6) *Retail report card.* A charge for a retail report card not to exceed \$5.00 which shall be refunded or credited under the same terms and conditions in effect on March 31, 1942.

(7) *Manufacturer's statement of origin.* A charge not to exceed twenty-five cents (\$0.25) for preparing and furnishing a manufacturer's statement of origin or similar document for the new truck when requested by the master dealer.

(8) *Gasoline, oil and anti-freeze.* A charge for gasoline, oil and anti-freeze supplied with the truck not to exceed applicable maximum prices.

(9) *Charge for advertising.* A charge for cooperative advertising not to exceed \$10.00 when the master dealer agrees to participate in the cooperative advertising program.

(f) A distributor when not selling under a distributor-dealer arrangement and any other reseller at retail may sell and deliver the Hudson new commercial truck listed in subparagraph (1) of paragraph (a) at a price not to exceed the respective list price in that subparagraph, subject to the discounts in effect on March 31, 1942, plus the following applicable charges:

(1) *Extra or optional equipment.* A charge for each item of extra or optional equipment listed in subparagraph (2) (i) of paragraph (a) affixed to the new truck which shall not exceed the applicable list price in that subparagraph.

(2) *Transportation.* A charge to cover transportation expense not to exceed the rail freight charge at carload rate, by the most direct route, for the transportation of the truck and extra or optional equipment from Detroit, Michigan, to the receiving station nearest to the place of which delivery is made to the purchaser, including transportation tax at the current legal rate; except that, where the truck or extra or optional equipment is transported by truck-away and the reseller pays the truck-away charge, the

charge may be the truck-away charge at truckload rate, for the most direct route from Detroit, Michigan, to the place at which delivery is made to the purchaser including transportation tax at the current legal rate.

(3) *Federal excise taxes.* A charge not to exceed the charge made by his supplier to cover Federal excise taxes on the new truck and extra or optional equipment.

(4) *State and local taxes.* A charge not to exceed his expense for State and local taxes on the sale or delivery of the new truck and extra or optional equipment.

(5) *Factory handling.* A charge to cover the factory handling charge made by the Company not to exceed \$4.50.

(6) *Reseller's preparing and conditioning charge.* A charge for the preparing and conditioning of the new truck by the reseller for delivery to the purchaser not to exceed \$15.00.

(7) *Gasoline, oil and anti-freeze.* A charge for gasoline, oil and anti-freeze supplied with the truck upon delivery to the purchaser not to exceed applicable maximum prices.

(8) The dollar amount of all other charges which the reseller had in effect on March 31, 1942.

(g) *Resales in territories and possessions.* A reseller is authorized to sell the Hudson new commercial truck listed in paragraph (a) (1) in a territory or possession of the United States at a price not to exceed the maximum price permitted by paragraph (e) or (f), whichever is applicable, to which he may add a sum not to exceed the expense incurred by or charged to him for: payment of territorial and insular taxes on the purchase, sale or introduction of the new truck in the territory or possession, when not charged under paragraph (e) or (f); export premiums; boxing and crating for export purposes; assembly costs, if any; marine and war risk insurance; landing, wharfage and terminal operations; ocean freight; and freight to port of embarkation when not charged under paragraph (e) or (f).

(h) All requests not granted herein are denied.

(j) This order may be amended or revoked by the Administrator at any time.

This order shall become effective April 24, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-6911; Filed, Apr. 24, 1946;  
4:47 p. m.]

[MPR 64, Order 283]

MARSHALL-WELLS Co.

#### APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register; and pursuant to section 11 of Maximum Price Regulation No. 64, It is ordered:

(a) This order establishes maximum prices for sales of the Model KZW-2836T gas range manufactured for Marshall-

Wells Company, of Duluth 1, Minnesota, as follows:

(1) For sales in each zone by Marshall-Wells Company to retail dealers, the maximum prices, including the Federal excise tax, are those set forth below:

Article	Model	Maximum prices for sales by wholesale distributors to retail dealers		
		Zone 1	Zone 2	Zone 3
Gas range.....	KZW-2836T...	\$69.69	\$71.72	\$73.59

These maximum prices are f. o. b. the seller's warehouse; and they are subject to its customary terms, discounts, allowances, and other price differentials in effect on sales of similar articles.

(2) For sales in each zone by retail dealers to ultimate consumers, the maximum prices are those set forth below:

Article	Model	Maximum prices for sales by retail dealers to ultimate consumers		
		Zone 1	Zone 2	Zone 3
Gas range.....	KZW-2836T.....	\$111.50	\$114.75	\$117.75

These maximum prices include delivery and installation. If the retail dealer does not provide installation, he shall compute his maximum prices by deducting \$6.00 from the maximum price shown above for his sales on an installed basis. In all other respects, these maximum prices are subject to each seller's customary terms, discounts, allowances (other than trade-in allowances), and other price differentials, in effect on sales of similar articles.

(b) At the time of, or prior to, the first invoice to a purchaser for resale after the effective date of this order, Marshall-Wells Company shall notify the purchaser of the maximum prices and conditions established by this order for resales by the purchaser.

In addition, before delivering any article covered by this order, Marshall-Wells Company shall attach or cause to be attached securely to the inside oven door a label, showing: the model number of the article; the applicable OPA retail ceiling price for sales to ultimate consumers in each zone; and the area included in each zone. The label shall state, also, that the retail ceiling prices, shown thereon, include the Federal excise tax, delivery and installation; and that if the seller does not provide installation, the maximum price is \$6.00 less than the price shown on the label.

(c) For the purposes of this order, Zones 1, 2, and 3 comprise the following states:

Zone 1. Michigan.  
Zone 2. Iowa, Minnesota, North Dakota, South Dakota, and Wisconsin.  
Zone 3. Idaho, Montana, Oregon, Washington, and Wyoming.

(d) This order may be revoked or amended by the Price Administrator at any time.



(e) This order shall become effective on April 25, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-6875; Filed, Apr. 24, 1946;  
11:51 a. m.]

[RMFR 86, Amdt. 1, to Order 18]

LANDERS, FRARY AND CLARK

#### APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 14 of Revised Maximum Price Regulation No. 86; *It is ordered:*

That Order No. 18 under Revised Maximum Price Regulation No. 86 is amended in the following respect:

The table of prices in paragraph (a) 2 is amended by adding the following model and retail ceiling prices:

Model	Dealers' ceiling prices to consumers			
	Zone 1	Zone 2	Zone 3	Zone 4
1680 Spinner-type washing machine.....	\$129.95	\$132.95	\$135.95	\$138.95

This amendment may be revoked by the Price Administrator at any time.

This amendment shall become effective April 24, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-6877; Filed, Apr. 24, 1946;  
11:53 a. m.]

[MPR 64, Order 284]

MARSHALL-WELLS Co.

#### APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to section 11 of Maximum Price Regulation No. 64; *It is ordered:*

(a) This order establishes maximum prices for sales of four models of electric ranges manufactured for Marshall-Wells Company, of Duluth 1, Minnesota, as follows:

(1) For sales in each zone by Marshall-Wells Company to retail dealers, the maximum prices are those set forth below:

Article	Model	Maximum prices for sales by Marshall-Wells Company to retail dealers in quantities of—		
		1 to 9	10 to 24	25 or more
Electric range.	KZ-SE-12-9-CW.....	\$110.88	\$105.33	\$90.79
	KZ-SE-12-9-W.....	107.82	102.14	86.77
	KZ-SE-12-9-C.....	105.84	100.55	85.26
	KZ-SE-12-9.....	104.16	98.95	83.74

If any of the above models are sold equipped with any of the items listed below, an amount no greater than the appropriate one of the following amounts may be added to the applicable maximum price for the model:

Additional equipment	Maximum amount which may be added
CM-2—Automatic clock, minute minder and shelf.....	\$11.55
SP—Salt and pepper shaker.....	.60
DL—Deluxe lamp.....	3.60
CP—Connecting plug and cable ("pigtail").....	2.25

These maximum prices do not include the Federal excise tax. They are f. o. b. Duluth, Minnesota, and they are subject to Marshall-Wells Company's customary terms, discounts, allowances, and other price differentials in effect on sales of similar articles.

(2) For sales in each zone by retail dealers to ultimate consumers, the maximum prices, including the Federal excise tax, but not including any state or local taxes imposed at the point of sale, are those set forth below:

Article	Model	Maximum prices for sales by retail dealers to ultimate consumers	
		Zone 1	Zone 2
Electric range..	KZ-SE-12-9-CW.....	\$182.25	\$189.25
	KZ-SE-12-9-W.....	179.50	183.75
	KZ-SE-12-9-C.....	176.75	180.95
	KZ-SE-12-9.....	173.95	177.95
		Zone 3	Zone 4
	KZ-SE-12-9-CW.....	\$193.75	\$197.50
	KZ-SE-12-9-B.....	187.95	191.95
	KZ-SE-12-9-C.....	185.25	189.25
	KZ-SE-12-9.....	182.50	186.25

If any of the above models are sold by the retail dealer equipped with any of the items listed below, an amount no greater than the appropriate one of the following amounts may be added to the applicable maximum price for the model:

Additional equipment	Maximum amount which may be added
CM-2—Automatic clock, minute minder and shelf.....	\$19.25
SP—Salt and pepper shaker.....	1.00
DL—Deluxe lamp.....	6.00
CP—Connecting plug and cable, ("pigtail").....	3.50

These maximum prices include delivery; a one year warranty; and installation where the installation requires only that the range be connected to electric facilities to be provided by the consumer, and such connection does not require any additional materials. If a range cord set (customarily referred to in the industry as a "pigtail") is required, and is furnished by the retail dealer, he may add \$3.50 to the applicable OPA retail ceiling price shown above.

In all other respects, these maximum prices are subject to each seller's customary terms, discounts, allowances other than trade-in allowances, and other price differentials, in effect on sales of similar articles.

(b) Prior to shipping any range covered by this order to a retail dealer, Marshall-Wells Company shall cause to be affixed securely to the outside panel of the oven door of each range a label showing the name of the manufacturer, the model number of the range, its OPA retail ceiling price in each zone, and a list of the states included in each zone. The label shall also contain a statement that the retail price includes the Federal excise tax, delivery, a one year warranty, and installation where such installation requires only that the range be connected to electric facilities to be provided by the consumer, and such connection does not require any additional materials; and that if a range cord set (customarily referred to in the industry as a "pigtail") is required, and is furnished by the dealer, \$3.50 may be added to the applicable OPA retail ceiling price. This label may not be removed until after the range has been sold to an ultimate consumer.

(c) For the purposes of this order, Zones 1, 2, 3 and 4 comprise the following states:

Zone 1. Michigan.

Zone 2. Wisconsin, Minnesota, and Iowa.

Zone 3. North Dakota, South Dakota, Montana, and Wyoming.

Zone 4. Washington, Oregon, and Idaho.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on April 25, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-6876; Filed, Apr. 24, 1946;  
11:51 a. m.]

[MPR 188, Order 4972]

Co-Lar Industries, Inc.

#### APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Co-Lar Industries, Incorporated, 3723-B Wilshire Boulevard, Los Angeles, Calif.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Model No.	Brand name	Description
PB-100..	Co-Lar..	Acoustic portable phonograph, AC electric motor, manual, fabric covered wood cabinet, 8 1/2" x 12 1/2" x 12 1/2".
Ceiling price to—		
Distributor	Dealer	Consumer
\$10.34	\$11.64	\$19.50



Ceiling price to the consumer includes the Federal excise tax. Terms are 2%, 10 days, net 30 days, f. o. b. factory.

These maximum prices are for the articles described in the manufacturer's application dated March 21, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

OPA Retail Ceiling Price—\$19.50  
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 25th day of April 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-6880; Filed, Apr. 24, 1946;  
11:54 a. m.]

[MPR 367, Amdt. 1 to Order 21]

MACKALL PRODUCTS CO. ET AL.

#### ESTABLISHMENT OF MAXIMUM PRICES

On March 14, 1946, Original Canine Kitchens, a division of Mackall Products Company, 1404-1410 Ninth Avenue, San Francisco 30, California, filed a request for the amendment of Order No. 21 under section 10 of Maximum Price Regulation No. 367 to revise the prices established therein for sales of the pet food product containing horsemeat and known as "Mackall's Dog and Cat Food" to permit the producer to occupy a fair competitive position in relation to other producers of comparable pet food products in the sale and distribution of such product.

Due consideration has been given this request and an opinion in support of this

Amendment No. 1 to Order No. 21 under section 10 of Maximum Price Regulation No. 367 has been issued simultaneously herewith and filed with the Division of the Federal Register.

For the reasons set forth in that opinion, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders No. 9250, 9328 and 9599, and pursuant to the provisions of Section 10 of Maximum Price Regulation No. 367, it is ordered:

1. That subparagraphs (1) and (2) of the paragraph designated (b) in Order No. 21 under section 10 of Maximum Price Regulation No. 367 are amended respectively to read as follows:

(1) For sales made by Original Canine Kitchens as follows:

- (i) To peddler truck operators or wholesalers, f. o. b. the seller's plant, \$1.81 per dozen.
- (ii) To wholesalers, delivered, \$1.87 per dozen.
- (iii) To retailers, f. o. b. the seller's plant, \$1.99 per dozen.
- (iv) To retailers, delivered, \$2.05 per dozen.
- (v) To ultimate consumers, \$2.05 per dozen.

(2) For sales made by a peddler truck operator shall be \$2.05 per dozen, plus actual freight costs incurred by the peddler truck operator in acquiring the product, the total to be rounded to the nearest one-half cent.

2. That subparagraph (2) of the paragraph designated (c) in Order No. 21 under section 10 of Maximum Price Regulation No. 367 is amended to read as follows:

(2) Original Canine Kitchens shall provide each peddler truck operator, wholesaler, or retailer making his initial purchase of "Mackall's Dog and Cat Food" on or after the effective date of Amendment No. 1 to Order No. 21 under section 10 of Maximum Price Regulation No. 367 with a notice in the following form:

(Insert date)

The Office of Price Administration has authorized Original Canine Kitchens to sell "Mackall's Dog and Cat Food" packed in 1 pound containers at or below the following revised maximum prices:

- To peddler truck operators or wholesalers, f. o. b. our plant, \$1.81 per dozen.
- To wholesalers, delivered, \$1.87 per dozen.
- To retailers, f. o. b. our plant, \$1.99 per dozen.
- To retailers, delivered, \$2.05 per dozen.

We are required to inform you that if you are a peddler truck operator, the maximum price at which you now may sell "Mackall's Dog and Cat Food" is \$2.05 per dozen, plus actual freight costs incurred by you in acquiring the product, the total to be rounded to the nearest one-half cent.

We further are required to inform you that if you are a wholesaler or retailer, following receipt of this notice you shall determine or redetermine if you have handled "Mackall's Dog and Cat Food" before, your maximum selling price for this product in accordance with the provisions of Maximum Price Regulations No. 421, 422, or 423, whichever is applicable.

All prayers of the request for amendment not herein granted are denied.

This Amendment No. 1 to Order No. 21 may be revoked or amended by the Administrator at any time.

This Amendment No. 1 to Order No. 21 shall become effective immediately.

Issued this 24th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-6881; Filed, Apr. 24, 1946;  
11:54 a. m.]

[MPR 389, Order 45]

GEO. A. HORMEL AND CO. ET AL.

#### ESTABLISHMENT OF MAXIMUM PRICES

On December 28, 1945, Geo. A. Hormel and Company, Austin, Minnesota, on behalf of its Dallas, Texas, plant, filed an application for the establishment of maximum prices on sales of the sausage product known as "Hormel Cervelat" and made in accordance with the individual secret formula submitted by the applicant. That application was assigned Docket No. 6036.3-389-2 (a)-74.

Due consideration has been given to the application and an opinion in support of this order has been issued simultaneously herewith and filed with the Division of the Federal Register.

For the reasons set forth in the opinion, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, and pursuant to the provisions of section 2 (a) (6) of Maximum Price Regulation No. 389, it is ordered:

(a) That the maximum prices other than at retail for the sausage product known as "Hormel Cervelat" and made by Geo. A. Hormel and Company, Austin, Minnesota, only at its Dallas, Texas, plant in accordance with the individual formula submitted to the Office of Price Administration with the application for this order, provided a yield not in excess of 95% is maintained, shall be determined by the seller as follows:

(1) The base price for this product is established at the following amount per hundredweight:

\$20.75

NOTE: If sold not boxed, 50 cents per cwt. must be deducted from the above price.

(2) To the base price should be added the proper zone differential provided in section 12 (b) of Maximum Price Regulation No. 389 for sausage which is not Kosher sausage, all beef sausage or sausage containing meat and meat by-products from swine only. In determining the proper zone differential to be added, the zone description provided in section 14 of Maximum Price Regulation No. 389 shall be used.

(3) That to the sum of the base price plus the applicable zone differential the "Permitted additions to base prices" provided in section 12 (c) of Maximum Price Regulation No. 389 may be added when applicable.

(b) That with the first delivery of "Hormel Cervelat" to a wholesaler, peddler-truck-seller, or intermediate distributor, Geo. A. Hormel and Company, Austin, Minnesota, from its Dallas, Texas



plant, shall supply each such seller with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Hormel Cervelat" have been established by the Office of Price Administration at the base price of \$20.75 per hundredweight, to which may be added the zone differentials provided in Section 12 (b) of MPR 389 (See Section 14 for zone boundaries) plus the permitted additions of Section 12 (c). We are required to inform you that if you are a wholesaler, a peddler-truck-seller, or an intermediate distributor you must figure your ceiling prices for this product pursuant to the same sections of Maximum Price Regulation No. 389.

(c) That with the first delivery of "Hormel Cervelat" to a retailer the seller shall supply such retailer with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Hormel Cervelat" have been established by the Office of Price Administration. We are required to inform you that if you are a retailer, you must figure your ceiling price for this item in accordance with the provisions of Maximum Price Regulation No. 336.

(d) That all pertinent provisions of Maximum Price Regulation No. 389, including the descriptive labelling and invoicing provisions of section 4, the recording and reporting provisions of section 6, and the definitions of section 13, in addition to the pricing provisions of paragraph (b) and (c) of section 12 shall be applicable to all sales made under this order.

(e) All prayers of the application not herein granted are denied.

(f) This Order No. 45 may be revoked or amended by the Price Administrator at any time.

This Order No. 45 shall become effective April 25, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-6882; Filed, Apr. 24, 1946;  
11:54 a. m.]

[MPR 389, Order 46]

J. BERLINGER ET AL.

#### ESTABLISHMENT OF MAXIMUM PRICES

On January 21, 1946, J. Berlinger, 3853 N. St. Louis, Chicago 18, Illinois, filed an application for the establishment of maximum prices on sales of the sausage product known as "Mock Chicken Legs" and made in accordance with the individual secret formula submitted by the applicant. That application was assigned Docket No. 6036.3-389-2 (a)-70.

Due consideration has been given to the application and an opinion in support of this order has been issued simultaneously herewith and filed with the Division of the Federal Register.

For the reasons set forth in the opinion, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos.

9250 and 9328, and pursuant to the provisions of section 2 (a) (6) of Maximum Price Regulation No. 389, It is ordered:

(a) That the maximum prices other than at retail for the sausage product known as "Mock Chicken Legs" and made by J. Berlinger in accordance with the individual formula submitted to the Office of Price Administration with the application for this order, except that boneless veal trimmings and boneless pork trimmings may be substituted as the respective veal and pork ingredients, shall be determined by the seller as follows:

(1) That base price for this product is established at the following amount per hundredweight:

\$28.25

NOTE: If sold not boxed, 50 cents per cwt. must be deducted from the above price.

(2) To the base price should be added the proper zone differential provided in section 12 (b) of Maximum Price Regulation No. 389 for sausage which is not Kosher sausage, all beef sausage or sausage containing meat and meat by-products from swine only. In determining the proper zone differential to be added, the zone descriptions provided in section 14 of Maximum Price Regulation No. 389 shall be used.

(3) That to the sum of the base price plus the applicable zone differential the "Permitted additions to base prices" provided in section 12 (c) of Maximum Price Regulation No. 389 may be added when applicable.

(b) That with the first delivery of "Mock Chicken Legs" to a wholesaler, peddler-truck-seller, or intermediate distributor, J. Berlinger shall supply each such seller with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Mock Chicken Legs" have been established by the Office of Price Administration at the base price of \$28.25 per hundredweight, to which may be added the zone differentials provided in Section 12 (b) of MPR 389 (See Section 14 for zone boundaries) plus the permitted additions of Section 12 (c). We are required to inform you that if you are a wholesaler, a peddler-truck-seller, or an intermediate distributor you must figure your ceiling prices for this product pursuant to the same sections of Maximum Price Regulation No. 389.

(c) That with the first delivery of "Mock Chicken Legs" to a retailer the seller shall supply such retailer with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Mock Chicken Legs" have been established by the Office of Price Administration. We are required to inform you that if you are a retailer, you must figure your ceiling price for this item in accordance with the provisions of Maximum Price Regulation No. 336.

(d) That all pertinent provisions of Maximum Price Regulation No. 389, including the descriptive labelling and invoicing provisions of section 4, the recording and reporting provisions of section 6, and the definitions of section 13, in addition to the pricing provisions of paragraph (b) and (c) of section 12

shall be applicable to all sales made under this order.

(e) All prayers of the application not herein granted are denied.

(f) This Order No. 46 may be revoked or amended by the Price Administrator at any time.

This Order No. 46 shall become effective April 25, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-6883; Filed, Apr. 24, 1946;  
11:54 a. m.]

[MPR 591, Order 432]

WEATHERHEAD CO.

#### ADJUSTMENT OF MAXIMUM PRICES

Order No. 432 under Section 16 of Maximum Price Regulation No. 591; Docket No. 6123-591.16-93; Specified mechanical building equipment.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 16 of Maximum Price Regulation 591, it is ordered:

(a) Adjustment of maximum prices for the Weatherhead Company, Cleveland, Ohio. The Weatherhead Company may increase its properly established maximum prices for its line of refrigeration parts in effect on April 24, 1946, to each class of purchaser by 7 percent.

(b) Maximum prices for resellers. The maximum prices for sales by a reseller of any of the commodities for which adjustment is granted the Weatherhead Company under this order shall be his maximum price to each class of purchaser in effect on April 24, 1946, plus the actual dollars-and-cents increase in present acquisition costs resulting from the adjustment granted the Weatherhead Company, Cleveland, Ohio, under this order.

(c) Notification to all purchasers. The Weatherhead Company, Cleveland, Ohio, shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first billing after the adjustment granted by this order is put into effect:

Order No. 432 under section 16 of Maximum Price Regulation No. 591 provides for increases in net prices for sales of Refrigeration parts manufactured by the Weatherhead Company, Cleveland, Ohio amounting to 7 percent over maximum prices in effect on April 24, 1946. Resellers may add the actual dollar-and-cents increase in their acquisition cost resulting from the adjustment granted the manufacturer to their existing maximum prices.

(d) All requests not granted in this order are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This Order No. 432 shall become effective April 25, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-6886; Filed, Apr. 24, 1946;  
11:56 a. m.]



[MPR 591, Order 433]

FRED S. RENAULT AND CO.

## AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices for sales by any person to consumers of the following domestic water softeners manufactured by the Fred S. Renault Company, 1014 West 84th Place, Los Angeles, California and as described in its application dated February 11, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Domestic Water Softeners—Zeolite Type—  
Equipped with A. S. M. E. Approved Pressure Tanks

Model S-12-12—2 tank—Multiport valve—40,000 grains capacity—	\$250.00
Model S-14-14—2 tank—Multiport valve—45,000 grains capacity—	265.00
Model S-16-16—2 tank—Multiport valve—65,000 grains capacity—	340.00
Model S-20-20—2 tank—Multiport valve—110,000 grains capacity—	435.00
Model S-24-24—2 tank—Multiport valve—160,000 grains capacity—	635.00
Model S-30-30—2 tank—Multiport valve—245,000 grains capacity—	860.00

(b) The maximum net prices, f. o. b. point of shipment, for sales by any person to dealers shall be the maximum prices specified in (a) above, less a discount of 40 percent.

(c) The maximum net prices, f. o. b. point of shipment, for sales by any person to jobbers shall be the maximum prices specified above less successive discounts of 40 and 20 percent.

(d) The maximum net prices established by this order shall be subject to such further discounts and allowances, including transportation allowances, and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(e) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(f) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, except dealers, upon resale.

(g) The Fred S. Renault Company shall attach to each water softener covered by this order a tag containing the following:

OPA Maximum Retail Price—Not Installed—  
\$-----  
(Do Not Detach)

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 25, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-6887; Filed, Apr. 24, 1946;  
11:56 a. m.]

[MPR 591, Order 434]

RHEEM MFG. CO.

## ADJUSTMENT OF MAXIMUM PRICES

Order No. 434 under section 16 of Maximum Price Regulation No. 591; Docket No. 6123-591.16-124; specified mechanical building equipment.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 16 of Maximum Price Regulation 591, *It is ordered:*

(a) *Adjustment of maximum prices for the Rheem Manufacturing Company, New York, New York.* The Rheem Manufacturing Company may increase its properly established maximum prices for its line of water heaters in effect on April 24, 1946, to each class of purchaser by 13 percent.

(b) *Maximum prices for resellers.* The maximum prices for sales by a reseller of any of the commodities for which adjustment is granted the Rheem Manufacturing Company under this order shall be his maximum price to each class of purchaser in effect on April 24, 1946, plus the actual dollars-and-cents increase in present acquisition costs resulting from the adjustment granted the Rheem Manufacturing Company under this order.

(c) *Notification to all purchasers.* The Rheem Manufacturing Company shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first billing after the adjustment granted by this order is put into effect:

Order No. 434 under Section 16 of Maximum Price Regulation No. 591 provides for increases in net prices for sales of Water Heaters manufactured by the Rheem Manufacturing Company amounting to 13 percent over maximum prices in effect on April 24, 1946. Resellers may add the actual dollars-and-cents increase in their acquisition cost resulting from the adjustment granted the manufacturer to their existing maximum prices.

(d) All requests not granted in this order are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This Order No. 434 shall become effective April 25, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-6888; Filed, Apr. 24, 1946;  
11:56 a. m.]

[MPR 591, Order 436]

S. AND S. PRODUCTS CO.

## AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following Electric Beverage Coolers, manufactured by the S. and S. Products Company, W. Grand Avenue, Lima, Ohio, and as described in the application dated March 20, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model	On sales to —		
	Manufacturers	Bottlers	Retailers
D-144.....	\$148	\$163	\$188
Major.....	214	235	270

(b) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(c) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(d) Each seller covered by this order, except a retailer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except a retailer, including allowable transportation charges.

(e) S. and S. Products Company, W. Grand Avenue, Lima, Ohio, shall stencil on the lid or cover of the electric beverage cooler covered by this order, substantially the following:

OPA Maximum Retail Price—\$-----

Plus freight and crating as provided in Order No. 436 under Maximum Price Regulation No. 591.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 25, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-6890; Filed, Apr. 24, 1946;  
11:57 a. m.]



[MPR 591, Order 435]

ADMIRAL CORP.

## AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; It is ordered:

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following home freezer manufactured by the Admiral Corporation, 3800 Cortland Street, Chicago 47, Illinois, and as described in the application dated April 9, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Washington 25, D. C., shall be:

Model	On sales to—		
	Distributors	Dealers	Consumers
No. HF-646-6 cu. 1/2 hp. Condensing Unit:			
Zone 1.....	\$156	\$211.25	\$325
Zone 2.....	156	214.70	330
Zone 3.....	156	218.15	335

\$5.00 may be added to each class of purchaser for five year service protection plan.

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: \$6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Admiral Corporation of Chicago, Illinois, shall attach a tag to the home freezers on which shall be printed substantially the following:

OPA Maximum Retail Price—\$-----

Plus freight and crating as provided in Order No. 435 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 25, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-6889; Filed, Apr. 24, 1946;  
11:57 a. m.]

[MPR 591, Order 438]

CATSKILL METAL WORKS, INC.

## AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, It is ordered:

(a) The maximum net prices, f. o. b. point of shipment, for sales by the Catskill Metal Works, Inc., to its sale distributor of the following cast iron cone rings, manufactured by it and as described in the application dated March 29, 1946 which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Type	Maximum net price (each)
F-57 4 x 3.....	\$0.49
F-57 4 x 3 1/4.....	.43
F-57 4 1/4 x 3.....	.40

(b) The maximum net prices f. o. b. point of shipment for sales by any person other than the manufacturer of the following cast iron cone rings manufactured by the Catskill Metal Works, Inc., shall be:

Type	On sales to oil burner mfrs. Quantity—				
	Up to 25	25	50	100	250
F-57-4 x 3.....	Each \$0.98	Each \$0.93	Each \$0.88	Each \$0.82	Each \$0.76
F-57-4 x 3 1/4.....	.84	.79	.73	.67	.65
F-57-4 1/4 x 3.....	1.01	.96	.90	.85	.81

Type	On sales to—	
	Jobbers	Dealers
F-57-4 x 3.....	Each \$0.82	Each \$1.15
F-57-4 x 3 1/4.....	.67	1.15
F-57-4 1/4 x 3.....	.85	1.25

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities within the same general category.

(d) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for pur-

chasers except on sales to consumers upon resale.

(e) This order does not establish maximum prices for the sale of these items on an installed basis. Maximum prices for such sales shall be determined in accordance with the provisions of Revised Maximum Price Regulation No. 251.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 25, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-6892; Filed, Apr. 24, 1946;  
11:58 a. m.]

[MPR 591, Order 437]

FLINT WHEEL AND AXLE SERVICE

## AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, It is ordered:

(a) The maximum net prices, f. o. b. Flint, Michigan, for sales by The Flint Wheel and Axle Service to its sole distributor, The Flint Burner Sales Company, of the following Gas Conversion Burners manufactured by it and as described in the application which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model	Each
Model C. P. 1.....	\$65.00
Model C. P. 2.....	70.00

(b) The maximum net prices, f. o. b. point of shipment for sales to dealers by the Flint Burner Sales Company of the following Gas Conversion Burners manufactured by The Flint Wheel and Axle Service, shall be:

Model	Each
Model C. P. 1.....	\$75.00
Model C. P. 2.....	80.00

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of items within the same general category during March 1942.

(d) The maximum prices established by this order include the increase permitted under Amendment 8 to Order 48 under Maximum Price Regulation No. 591 and may not be further increased.

(e) This order does not establish maximum prices for sales of the above items on an installed basis. Such maximum prices shall be determined in accordance with the provisions of Revised Maximum Price Regulation No. 251 issued by the Office of Price Administration.

(f) This order may be revoked or amended by the Price Administrator at any time.



This order shall become effective April 26, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-6891; Filed, Apr. 24, 1946;  
11:57 a. m.]

[MPR 591, Order 439]

VICTOR PRODUCTS CORP.

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, it is ordered:

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following beverage coolers manufactured by the Victor Products Corporation, Hagerstown, Maryland and as described in the application dated April 11, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model	On sales to—		
	Distributors	Dealers	Consumers
J-525	\$160	\$192	\$320
J-525U	228	264	440
J-52H	145	174	290
J-52RU	200	240	400
J-74S	185	222	370
J-74SU	260	312	520
J-74R	170	204	340
J-74RU	240	288	480
J-98S	225	270	450
J-98SU	325	390	650
J-98R	205	246	410
J-98RU	300	360	600
J-120R	255	305	510
J-120RU	350	420	700

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: \$6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum

prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Victor Products Corporation of Hagerstown, Maryland, shall stencil on the inside lid or cover of the beverage coolers covered by this order, substantially the following:

OPA Maximum Retail Price—\$-----

Plus freight and crating as provided in Order No. 439 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 25, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-6893; Filed, Apr. 24, 1946;  
11:58 a. m.]

[MPR 591, Order 440]

WAYNE HOME PRODUCTS CO.

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, it is ordered:

(a) The maximum net prices for sales by any person to consumers of the following domestic water softeners manufactured by Wayne Home Products Company, Fort Wayne, Indiana, and as described in its application dated February 20, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Water Softeners—Zeolite Type

Model:

D-24-T-2 tank—single control valve—24,000 grain capacity—	\$122.00
D-36-T-2 tank—single control valve—36,000 grain capacity—	155.00
D-48-T-2 tank—single control valve—48,000 grain capacity—	177.00

(b) The maximum net prices, f. o. b. point of shipment, for sales by any person to dealers shall be the maximum prices specified in (a) above, less a discount of 30 percent.

(c) The maximum net prices, f. o. b. point of shipment, for sales by any person to jobbers shall be the maximum prices specified above less successive discounts of 30 and 20 percent.

(d) The maximum net prices established by this order shall be subject to such further discounts and allowances, including transportation allowances, and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(e) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(f) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, except dealers, upon resale.

(g) The Wayne Home Products Company shall attach to each water softener covered by this order a tag containing the following:

OPA Maximum Retail Price  
Not Installed, \$-----  
(Do Not Detach)

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 25, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-6894; Filed, Apr. 24, 1946;  
11:58 a. m.]

[MPR 591, Order 441]

S. H. LEGGITT CO.

#### ADJUSTMENT OF MAXIMUM PRICES

Order No. 441 under section 16 of Maximum Price Regulation No. 591; Docket No. 6075-591.16-31; specified mechanical building equipment.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 16 of Maximum Price Regulation 591, it is ordered:

(a) Adjustment of maximum prices for the S. H. Leggett Company of Marshall, Mich. The S. H. Leggett Company may increase its properly established maximum prices for its line of gas filters in effect on April 24, 1946, to each class of purchaser by 3 percent.

(b) Maximum prices for resellers. The maximum prices for sales by a reseller of any of the commodities for which adjustment is granted the S. H. Leggett Company under this order shall be his maximum price to each class of purchaser in effect on April 24, 1946, plus the actual dollars-and-cents increase in present acquisition costs resulting from the adjustment granted the S. H. Leggett Company under this order.

(c) Notification to all purchasers. The S. H. Leggett Company shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first billing after the adjustment granted by this order is put into effect:

Order No. 441 under section 16 of Maximum Price Regulation No. 591 provides for increases in net prices for sales of gas filters manufactured by the S. H. Leggett Company, Marshall, Michigan, amounting to 3 percent over maximum prices in effect on April 24, 1946. Resellers may add the actual dollars-and-cents increase in their acquisition cost resulting from the adjustment granted the manufacturer to their existing maximum prices.



(d) All requests not granted in this order are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This Order No. 441 shall become effective April 25, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-6895; Filed, Apr. 24, 1946;  
11:58 a. m.]

[MPR 591, Order 442]

C. W. LEA SALES CO.

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following Walk-in Deep Freeze Cooler, manufactured by the C. W. Lea Sales Company, 2200 Fairview Avenue, Boise, Idaho, and as described in the application dated February 7, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
Model 101—walk-in deep freeze cooler.....	\$800	\$960	\$1,200

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: \$6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

No. 82—5

(f) The C. W. Lea Sales Company, Boise, Idaho, shall stencil on the lid or cover of the Walk-in Deep Freeze Cooler, covered by this order, substantially the following:

OPA Maximum Retail Price—\$1200.00

Plus freight and crating as provided in Order No. 442 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 25, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-6896; Filed, Apr. 24, 1946;  
11:59 a. m.]

[MPR 591, Order 443]

SUB-ZERO FREEZER CO.

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following Freezers, manufactured by the Sub-Zero Freezer Company, Inc., Route 3, Madison 5, Wisconsin, and as described in the application dated February 21, 1946, which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
Model 500—12 cubic feet, ¼ h. p., condensing unit.....	\$215	\$258	\$430
Model 500—12 cubic feet, ¼ h. p., less condensing unit.....	165	198	330

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: \$6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Sub-Zero Freezer Company, Inc., of Madison, Wisconsin, shall stencil on the lid or cover of the freezers covered by this order, substantially the following:

OPA Maximum Retail Price \$.....

Plus freight and crating as provided in Order No. 443 under Maximum Price Regulation No. 591.

(g) This Order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 25, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-6897; Filed, Apr. 24, 1946;  
11:59 a. m.]

[MPR 591, Order 444]

FRIE COOLING CO.

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following: Frozen food cabinets manufactured by the Frie Cooling Company of Winona, Minnesota, and as described in the application dated March 2, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
B-12—12 cubic feet, ¼ hp. condensing unit.....	\$225	\$270	\$450
B-16—16 cubic feet, ¼ hp. condensing unit.....	260	312	520
B-24—24 cubic feet, ½ hp. condensing unit.....	350	430	700
C-12—12 cubic feet, ¾ hp. condensing unit.....	235	282	470
C-16—16 cubic feet, ¾ hp. condensing unit.....	270	324	540

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: \$6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.



(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Frie Cooling Company of Winona, Minnesota, shall stencil on the lid or cover of the frozen food cabinets, covered by this order, substantially the following:

OPA Maximum Retail Price—\$-----

Plus freight and crating as provided in Order No. 444 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 25, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-6898; Filed, Apr. 24, 1946;  
11:59 a. m.]

[MPR 591, Order 445]

MODERN MFG. CO.

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net price for sales by any person to consumers of the following float valve manufactured by Modern Manufacturing Company of Seattle, Washington and as described in the application dated January 18, 1946 which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Modern Float Valve, complete..... \$1.00  
Brass Construction, individually boxed.

(b) The maximum net price, f. o. b. point of shipment for sales by any person to dealers shall be the maximum price specified in (a) above less a discount of 33 1/3 percent.

(c) The maximum net price, f. o. b. point of shipment for sales by any person to distributors or jobbers shall be the maximum price specified in (a) above less successive discounts of 33 1/3 and 20 percent.

(d) The maximum net prices established by this order shall be subject to such additional discounts and allow-

ances, including transportation allowances, and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(e) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers except dealers upon resale.

(f) Modern Manufacturing Company, Seattle, Washington shall print on the carton containing each float valve covered by this order the following:

OPA Maximum Retail Price—\$-----

(Do Not Detach)

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 25, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-6899; Filed, Apr. 24, 1946;  
11:59 a. m.]

[RMPR 136, Order 614]

#### CUTTING TOOLS

##### ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion, issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 31 of Revised Maximum Price Regulation 136; *It is ordered:*

(a) As used in this order, the phrase "cutting tools" shall include only new: cutting tools; attachments and accessories for machinery and machine tools; manually operated tools for the cutting, forming and punching of metals; and ground steel stock; all as defined in Appendix A of Revised Maximum Price Regulation 136. The phrase shall not include buffing and polishing wheels.

(b) As used in this order, the phrase "current prices" shall mean the maximum prices established under section 7 of Revised Maximum Price Regulation 136, or computed under sections 8, 9 or 10 of Revised Maximum Price Regulation 136, before the addition of any increase provided to an individual manufacturer by any individual adjustment under the provisions of Revised Maximum Price Regulation 136, Supplementary Order No. 142, or any increase computed by any individual manufacturer under the provisions of Order No. 591 of Revised Maximum Price Regulation 136.

(c) The maximum prices for sales by manufacturers of cutting tools shall be the current prices increased by 17.3%.

(d) The maximum prices for sales of cutting tools, by resellers, shall be the maximum prices in effect just prior to the issuance of this order increased by the same percentage by which their net in-

voice cost has been increased by reason of the issuance of this order.

(e) All prices established under paragraphs (c) and (d) of this order shall be subject to the same discounts, deductions and other allowances in effect to any purchasers and classes of purchasers just prior to the issuance of this order.

(f) Every manufacturer of cutting tools shall give written notice to its resellers of the percentage amount by which this order permits the reseller to increase his maximum prices.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 24, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-6910; Filed, Apr. 24, 1946;  
4:46 p. m.]

[MPR 594, Amdt. 4 to Order 7]

#### CHRYSLER CORP.

##### ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Federal Register, and pursuant to Sections 8 and 9b of Maximum Price Regulation 594, *It is ordered:*

Order No. 7 under Maximum Price Regulation 594 is amended in the following respects:

1. The following Dodge new passenger automobiles and their respective net wholesale prices are added to the schedule in subparagraph (1) of paragraph (a):

(1) Charge for new automobile.

Model	Description	Net wholesale price
D-24 Custom.....	7-passenger sedan. Limousine.....	\$1,136.24 1,212.88

2. The following Dodge new passenger automobiles and their respective factory retail prices are added to the schedule in subparagraph (1) of paragraph (f):

(1) Charge for automobile.

Model	Description	Factory retail price
D-24 Custom.....	7-passenger sedan. Limousine.....	\$1,417 1,513

This amendment shall become effective April 24, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-6912; Filed, Apr. 24, 1946;  
4:47 p. m.]

[MPR 594, Amdt. 4 to Order 8]

#### CHRYSLER CORP.

##### ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed



with the Federal Register, and pursuant to Sections 8 and 9b of Maximum Price Regulation 594, *It is ordered:*

Order No. 8 under MPR 594 is amended in the following respects:

1. The following De Soto new passenger automobiles and their respective net wholesale prices are added to the schedule in subparagraph (1) of paragraph (a):

(1) *Charge for new automobile.*

Model	Description	Net wholesale price
S-11 Custom.....	7-passenger sedan.....	\$1,257.27
	Limousine.....	1,339.94

2. An item of extra or optional equipment, "Refrigeration unit" and its maximum net wholesale price of "\$281.44" is added to the schedule in subparagraph (2) of paragraph (a).

3. An item of extra or optional equipment, "Refrigeration unit" and its maximum net wholesale price of "\$295.51" is added to the schedule in subparagraph (2) of paragraph (d).

4. The following De Soto new passenger automobiles and their respective factory retail prices are added to the schedule in subparagraph (1) of paragraph (e):

Model	Description	Factory retail price
S-11 Custom.....	7-passenger sedan.....	\$1,569
	Limousine.....	1,672

5. An item of extra or optional equipment, "Refrigeration unit" and its maximum factory retail price of "\$377.75" is added to the schedule in subparagraph (2) of paragraph (e).

This amendment shall become effective April 24, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-6913; Filed, Apr. 24, 1946; 4:48 p. m.]

[MPR 594, Amdt. 5 to Order 9]

CHRYSLER CORP.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Federal Register, and pursuant to sections 8 and 9b of Maximum Price Regulation 594, *It is ordered:*

Order No. 9 under MPR 594 is amended in the following respects:

1. The following items of extra or optional equipment and their respective net wholesale prices are added to the schedule in subparagraph (2) of paragraph (a):

Description	Net wholesale price
Taxicab package #1.....	\$7.03
Taxicab package #2.....	3.39

2. The following items of extra or optional equipment and their respective

net wholesale prices are added to the schedule in subparagraph (2) or paragraph (d):

Description	Net wholesale price
Taxicab package #1.....	\$7.38
Taxicab package #2.....	3.56

3. The following items of extra or optional equipment and their respective factory retail prices are added to the schedule in subparagraph (2) of paragraph (e):

Description	Net wholesale price
Taxicab package #1.....	\$9.75
Taxicab package #2.....	5.70

This amendment shall become effective April 24, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-6914; Filed, Apr. 24, 1946; 4:47 p. m.]

[MPR 594, Amdt. 4 to Order 10]

CHRYSLER CORP.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Federal Register, and pursuant to sections 8 and 9b of Maximum Price Regulation 594, *It is ordered:*

Order No. 10 is amended in the following respects:

1. The following Chrysler new passenger automobiles and their respective net wholesale prices are added to the schedule in subparagraph (1) of paragraph (a):

(1) *Charge for new automobile.*

Model	Description	Net wholesale price
C-38 Royal.....	7-passenger sedan.....	\$1,302.27
	Limousine.....	1,385.44
C-38 Windsor.....	7-passenger sedan.....	1,365.72
	Limousine.....	1,448.86

2. The following items of extra or optional equipment and their respective net wholesale prices are added to the schedule in subparagraph (2) of paragraph (a):

Description	Net wholesale price
Highlander plaid and leather upholstery for sedans and coupes, C-38 Windsor.....	\$23.38
Refrigeration unit for all sedans, Royal and Windsor.....	281.44

3. The following items of extra or optional equipment and their net wholesale price are added to the schedule in subparagraph (2) of paragraph (d):

Description	Net wholesale price
Highlander plaid and leather upholstery for sedans and coupes, C-38 Windsor.....	\$24.53
Refrigeration unit for all sedans, Royal and Windsor.....	295.51

4. The following Chrysler new passenger automobiles and their respective factory retail prices are added to the sched-

ule in subparagraph (1) of paragraph (e):

(1) *Charge for automobile.*

Model	Description	Factory retail price
C-38 Royal.....	7-passenger Sedan.....	\$1,636
	Limousine.....	1,742
C-38 Windsor.....	7-passenger Sedan.....	1,716
	Limousine.....	1,821

5. The following items of extra or optional equipment and their respective factory retail prices are added to the schedule in subparagraph (2) of paragraph (e):

Description	Factory retail price
Highlander plaid and leather upholstery for sedans and coupes, C-38 Windsor.....	\$29.20
Refrigeration unit for all sedans, Royal and Windsor.....	377.75

This amendment may be revoked or amended by the Administrator at any time.

This amendment shall become effective April 24, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-6915; Filed, Apr. 24, 1946; 4:48 p. m.]

[MPR 594, Amdt. 3 to Order 13]

CHRYSLER CORP.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Federal Register, and pursuant to sections 8 and 9b of Maximum Price Regulation 594, *It is ordered:*

Order 13 under Maximum Price Regulation 594 is amended in the following respects:

1. The following Chrysler 8 cylinder new passenger automobile and its respective net wholesale price is added to the schedule in subparagraph (1) of paragraph (a):

(1) *Charge for new automobile.*

Model	Description	Net wholesale price
C-38-N New Yorker (8 cylinders).	Convertible coupe.....	\$1,432.19

2. The following items of extra or optional equipment and their respective net wholesale prices are added to the schedule in subparagraph (2) of paragraph (a):

(2) *Charge for extra or optional equipment.*

Description	Net wholesale price
Highlander plaid and leather upholstery for sedans and coupes, New Yorker.....	\$23.33
Refrigeration unit for all sedans, Saratoga and New Yorker.....	281.44
Right hand drive for all sedans and coupes, Saratoga and New Yorker.....	6.19

3. The following items of extra or optional equipment and their respective net



wholesale prices are added to the schedule in subparagraph (2) of paragraph (d):

Description	Net wholesale price
Highlander plaid and leather upholstery for sedans and coupes, New Yorker.....	\$24.53
Refrigeration unit for all sedans, Saratoga and New Yorker.....	295.51
Right hand drive for all sedans and coupes, Saratoga and New Yorker.....	6.50

4. The following Chrysler 8 cylinder new passenger automobile and its respective net wholesale price is added to the schedule in subparagraph (1) of paragraph (e):

(1) *Charge for automobile.*

Model	Description	Factory retail price
C-39-N New Yorker (8 cylinders).	Convertible coupe.	\$1,809

5. The following items of extra or optional equipment and their respective factory retail prices are added to the schedule in subparagraph (2) of paragraph (e):

(2) *Charge for extra or optional equipment.*

Description	Factory retail price
Highlander plaid and leather upholstery for sedans and coupes, New Yorker.....	\$29.20
Refrigeration unit for all sedans, Saratoga and New Yorker.....	377.75
Right hand drive for all sedans and coupes, Saratoga and New Yorker.....	8.15

This amendment may be revoked or amended by the Administrator at any time.

This amendment shall become effective April 24, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-6916; Filed, Apr. 24, 1946; 4:47 p. m.]

[Rev. SO 119, Order 177]

THE WEIMAN CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119; it is ordered:

(a) *Manufacturer's ceiling prices.* The Weiman Company, Rockford, Illinois may compute its adjusted ceiling prices for all articles of wood furniture which it manufactures, as follows:

(1) For an article in its line during October 1941, the adjusted ceiling price is the highest price charged during that month to each class of purchaser increased by 14.7 percent.

(2) For an article not in its line during October 1941, but which has a properly established ceiling price, in effect before the effective date of this order, the adjusted ceiling price is the article's

properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by the percentage determined in accordance with "Note 3" in section 8 of Revised Supplementary Order No. 119.

(3) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(4) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Resellers' ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

(1) A retailer who must determine his ceiling price under Maximum Price Regulation No. 580, and a wholesaler who must determine his ceiling price under Maximum Price Regulation No. 590, shall compute their ceiling prices in the manner provided by those regulations. However, if the supplier's invoice states both an "unadjusted maximum price" and a selling price, the reseller shall compute his ceiling prices under those regulations as they have been modified by Order No. 4800 under § 1499.159b of Maximum Price Regulation No. 188.

(2) A reseller who determines his maximum resale price under the General Maximum Price Regulation, and whose supplier's invoice states both an "unadjusted maximum price" and a selling price, shall compute his ceiling prices under that regulation as modified by Order No. 4800 under § 1499.159b of Maximum Price Regulation No. 188.

If his supplier's invoice does not state an "unadjusted maximum price", the reseller shall calculate his ceiling price by adding to his invoice cost the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose, the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of article to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control

Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method, the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(3) The provisions of Supplementary Order No. 153 shall not apply to the determination of ceiling prices for resales of articles covered by this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or thereafter, properly established under OPA regulations.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

(e) All requests for adjustment of maximum prices not specifically granted by this order are hereby denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective on the 24th day of April, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-6917; Filed, Apr. 24, 1946; 4:46 p. m.]

[SO 133, Order 32]

AYDEN FURNITURE WORKS

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Supplementary Order No. 133; it is ordered:

(a) This order establishes maximum prices for sales and deliveries of wood household furniture manufactured by Ayden Furniture Works, Scotland Neck, North Carolina.

(1) For all sales and deliveries to retailers of articles of wood household furniture which it manufactures, the manufacturer may increase its maximum prices to retailers properly established under Maximum Price Regulation No. 188 (exclusive of any adjustment charges) by 24.7% of each such maximum price.

(2) For sales and deliveries of these articles of wood household furniture to classes of purchasers other than retailers, the maximum prices are the maximum prices to retailers established under subparagraph (1) above, adjusted to reflect the manufacturer's customary dif-



ferentials for sales to those other classes of purchasers.

(b) Resellers of articles which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

(1) A retailer who must determine his ceiling price under Maximum Price Regulation No. 580 and a wholesaler who must determine his ceiling prices under Maximum Price Regulation No. 590, shall compute their ceiling prices in the manner provided by those regulations. However, if the supplier's invoice states both an "unadjusted maximum price" and a selling price, the reseller shall compute his ceiling prices under those regulations as they have been modified by Order No. 4800 under § 1499.159b of Maximum Price Regulation No. 188.

(2) A reseller who determines his maximum resale price under the General Maximum Price Regulation, and whose supplier's invoice states both an "unadjusted maximum price" and a selling price, shall compute his ceiling prices under that regulation as modified by Order No. 4800 under § 1499.159b of Maximum Price Regulation No. 188.

If his supplier's invoice does not state an "unadjusted maximum price", the reseller shall calculate his ceiling prices by adding to his invoice cost the same percentage markup which he had on the "most comparable article" for which he has a properly established ceiling price. For this purpose, the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of article to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method, the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(3) The provisions of Supplementary Order No. 153 shall not apply to the determination of ceiling prices for resales of articles covered by this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in

effect during March 1942, or thereafter, properly established under OPA regulations.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

(e) The manufacturer shall file the report described in Section 5 of Supplementary Order No. 133 with the Office of Price Administration, Washington 25, D. C., and shall comply with the invoicing and reporting provisions of Order No. 4800 under Maximum Price Regulation No. 188.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective on the 24th day of April 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-6918; Filed, Apr. 24, 1946;  
4:47 p. m.]

[MPR 188, Revocation of Order 1849]

#### UPHOLSTERED DUAL PURPOSE SLEEPING EQUIPMENT

##### APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register; and pursuant to § 1499.159b of Maximum Price Regulations No. 188, *It is ordered*, That Order No. 1849 under § 1499.159b of Maximum Price Regulation No. 188 be, and it hereby is, revoked subject to the provisions of Supplementary Order 40.

This order shall become effective April 25, 1946.

Issued this 25th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-6967; Filed, Apr. 25, 1946;  
11:38 a. m.]

[RMPP 136, Amdt. 2 to Order 572]

#### SPECIALTY TRANSFORMERS

##### ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion, issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 30 of Revised Maximum Price Regulation 136, *It is ordered*:

Order No. 572 under Revised Maximum Price Regulation 136 is amended and revised in the following respects:

1. In paragraph (b) (1), strike out figure "6.3%" appearing after the words "Fluorescent transformers", and substitute therefor the figure "11.0%".

2. In paragraph (b) (1), strike out the figure "14.4%" appearing after the words "All other specialty transformers",

and substitute therefor the figure "19.0%".

3. Paragraph (c) is amended to read as follows:

(c) A reseller of specialty transformers may increase the maximum price which he had in effect just prior to the issuance of this order by the same percentage by which his net invoiced cost has been increased by this order subject, however, to all discounts and allowances which the reseller had in effect just prior to the issuance of this order.

Every manufacturer of specialty transformers shall notify each person who buys such specialty transformers for resale of the percentage by which this order increases the maximum prices of the manufacturer.

This amendment shall become effective April 25, 1946.

Issued this 25th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-6965; Filed, Apr. 25, 1946;  
11:35 a. m.]

[MPR 188, Order 4967]

#### SMALL ELECTRICAL APPLIANCES

##### ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.159b of Maximum Price Regulation No. 188, it is ordered:

SECTION 1. What this order does. This order provides that regardless of any contrary provision contained in Maximum Price Regulation No. 188, the maximum prices established under §§ 1499.158 and 1499.159c of that regulation for sales of small electrical appliances by new small-volume manufacturers shall be maximum prices, which when increased by the industry-wide adjustment authorized by Order No. 6 under § 1499.159e of Maximum Price Regulation No. 188, are in line with the level of properly established small manufacturers' maximum prices plus the average of the increases authorized for small manufacturers of those products under Supplementary Order No. 118.

For the purpose of this order a new small-volume manufacturer of a small electrical appliance is a person who would meet the tests of a new small-volume manufacturer set forth in section 3 of Revised Order No. 4332 in the case of a manufacturer of any article covered by that order.

SEC. 2. *Applications for ceiling prices in line with the level of ceiling prices authorized by this order.* A new small-volume manufacturer of small electrical appliances shall apply on OPA Form 663-1049 (6-45) under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation No. 188, to the Office of Price Administration, Washington, D. C., for maximum prices in line with the level of maximum prices authorized by this order.

In order that it may be determined if a manufacturer qualifies as a new small-volume manufacturer who is entitled to



receive maximum prices which reflect the level of maximum prices authorized by this order, each manufacturer's application shall supply the information called for on Part I of OPA Form 601-2628 (2-46) in addition to that called for on OPA Form 663-1049 (6-45).

SEC. 3. *Expiration of maximum prices in line with the level of maximum prices authorized by this order.* If a manufacturer of small electrical appliances, who has received maximum prices in line with the level of maximum prices authorized by this order, shall during a single calendar month deliver articles which he manufactures or distributes having a total net sales price of more than \$25,000 or more than \$60,000 during any three consecutive months, then such maximum prices for small electrical appliances of his manufacture shall expire on the thirtieth day after the end of the calendar month in which his net sales totaled more than the amounts stated above if he does not within such thirty-day period reapply under the Fourth Pricing Method (§ 1499.158) of Maximum Price Regulation No. 188, for maximum prices for his sales of the article. Such application shall be filed with the Consumer Goods Division of the Office of Price Administration, Washington, D. C., and should specifically state that the prices for which he is reapplying under § 1499.158 of Maximum Price Regulation No. 188 are to supersede maximum prices previously fixed under the authority of this order.

If the manufacturer does reapply for maximum prices under the Fourth Pricing Method of Maximum Price Regulation No. 188, within the thirty-day period, then he may continue to sell at the maximum prices previously determined under the authority of this order until a new order of the Office of Price Administration under § 1499.158 of Maximum Price Regulation No. 188 has been issued fixing new maximum prices for his sales in line with the level of ceiling prices otherwise fixed by the regulation which shall apply to all of the manufacturer's sales and deliveries on and after the effective date of that order.

This order shall become effective April 30, 1946.

NOTE: The reporting and record-keeping provisions of this order have been approved in accordance with the Federal Reports Act of 1942.

Issued this 25th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-6968; Filed, Apr. 25, 1946;  
11:38 a. m.]

[RMPR 528, Order 103]

GOODYEAR TIRE & RUBBER CO., INC.  
AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 16 (d) of Revised Maximum Price Regulation 528, It is ordered:

(a) Maximum retail prices for the following sizes and types of new tires manu-

factured by The Goodyear Tire & Rubber Company, Inc., Akron, Ohio, shall be:

(1) *Hard rock lug tires.*

Size	Ply	Maximum retail price, each
7.50-20.....	12	\$78.20

(2) *Industrial truck tires.*

Size	Type	Maximum retail price, each
12 x 3.00.....	Hollow center rib cushion.....	\$5.50
16 x 4.00.....	Hollow center rib cushion.....	10.05

(3) *Logging service tires.*

Size	Ply rating	Maximum retail price each
8.25-20.....	12	\$85.55
9.00-20.....	12	103.70
10.00-20.....	14	135.10
10.00-22.....	14	141.55
11.00-20.....	14	159.35
11.00-22.....	14	163.40

(b) Maximum retail prices for new Industrial Pressed-on Solid tires constructed of Neoprene rubber and manufactured by The Goodyear Tire & Rubber Company, Inc., Akron, Ohio, shall be 115 percent of the maximum retail price for the regular construction tires.

(c) All provisions of Revised Maximum Price Regulation 528 not inconsistent with this order shall apply to sales covered by this order.

(d) This order may be amended or revoked by the Office of Price Administration at any time.

This order shall become effective April 26, 1946.

Issued this 25th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-6977; Filed, Apr. 25, 1946;  
11:38 a. m.]

[RMPR 528, Order 104]

FIRESTONE TIRE & RUBBER CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 16 (d) of Revised Maximum Price Regulation 528, It is ordered:

(a) The maximum retail price for the new truck tires manufactured by The Firestone Tire & Rubber Company of Akron, Ohio, shall be:

Size	Ply	Type	Maximum retail price, each
24.00-28.....	24	Ground grip tire—type "G"	\$1,252.40
30.00-32.....	28	Ground grip tire—type "G"	2,369.00

(b) All provisions of Revised Maximum Price Regulation 528 not inconsistent with this order shall apply to sales covered by this order.

(c) This order may be revoked or amended by the Office of Price Administration at any time.

This order shall become effective April 26, 1946.

Issued this 25th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-6978; Filed, Apr. 25, 1946;  
11:38 a. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File Nos. 54-54, 70-559, 59-50]

NORTHERN STATES POWER CO. (DEL.),  
ET AL.

MEMORANDUM OPINION AND NOTICE OF AND ORDER FOR REOPENING RECORD AND FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 23d day of April 1946.

In the matter of Northern States Power Company (Delaware), File No. 54-54; Northern States Power Company (Minnesota), File No. 70-559; Northern States Power Company (Delaware) and each of its subsidiaries, File No. 59-50.

The Commission, by its findings and opinion of April 26, 1945,<sup>1</sup> memorandum opinion of October 12, 1945,<sup>2</sup> and order dated October 31, 1945,<sup>3</sup> approved a plan in these proceedings for the liquidation and dissolution of Northern States Power Company (Delaware) (hereinafter referred to as "Delaware") pursuant to section 11 (e) of the Public Utility Holding Company Act of 1935. Under such plan (hereinafter referred to as the "Present Plan") the common stock of Northern States Power Company (Minnesota) (hereinafter referred to as "Minnesota"), which is the principal asset of Delaware, is proposed to be distributed in kind, approximately 90.4% thereof to the holders of Delaware preferred stock and 9.6% thereof to the holders of Delaware's common stock. Pursuant to Delaware's request the Commission on January 22, 1946, applied to the District Court of the United States for the District of Minnesota to enforce and carry out the terms and provisions of the Present Plan, and a hearing was ordered by the Court to be held on February 26, 1946.<sup>4</sup>

Subsequent to the Commission's application to the Court, and prior to the date fixed by the Court for hearing, numerous objections to enforcement of the present Plan<sup>5</sup> and suggestions for amendments of the Present Plan as heretofore approved or for alternative plans were re-

<sup>1</sup> Holding Company Act Release No. 5745.

<sup>2</sup> Holding Company Act Release No. 6127.

<sup>3</sup> Holding Company Act Release No. 6173.

<sup>4</sup> Civil Action No. 1790.

<sup>5</sup> Such objections have been filed with the Court.



ceived by the Commission from common stockholders of Delaware. Such suggested amendments and alternative plans were stated to be designed to effectuate the liquidation and dissolution of Delaware in a manner which would preserve a larger participation for the common stockholders of Delaware than under the Present Plan while fully satisfying the claims of the preferred stockholders. In order that the Commission might have adequate opportunity for consideration of the suggestions for amendments and for alternative plans, the Commission by its counsel filed a motion with the Court for an order to adjourn the hearing scheduled for February 26, 1946. At that time the Court ordered an adjournment of the hearing until April 23, 1946. On a report to the Court of the present status of the matter before the Commission, the Court has directed a further adjournment of said hearings until June 25, 1946, so as to afford the Commission further opportunity to take such action, with respect to any proposed amendments to the Present Plan and for alternative plans, as the Commission may deem appropriate.

The Commission has informally considered various suggestions for amendments to the Present Plan and for alternative plans submitted to it by persons interested in the reorganization. Lehman Brothers, and other Class A common stockholders have submitted a "Proposed Plan for Liquidation and Dissolution of Northern States Power Company" (hereinafter sometimes referred to as the "Proposed Plan"). The Proposed Plan may be summarized as follows:

1. The Delaware Company would distribute to its 7% and 6% cumulative preferred stockholders (a) shares of Minnesota common stock having a value (in terms of public offering price determined by negotiation as described below) equal to \$120.06 and \$116.13, the respective call prices at January 1, 1946, plus a bonus (also determined by negotiation as described below) for the purpose of encouraging such preferred stockholders to retain such common stock and (b) an amount in cash equal to unpaid dividends on such stock accrued from January 1, 1946, to the date of distribution. Each preferred stockholder after receipt of the Minnesota common stock will have a 10-day period within which he may, if he desires, sell his stock for cash to underwriters (under an agreement between the underwriters and representatives of Delaware's Class A and B common stock) at an amount equal to the call price.

2. Representatives of Delaware's Class A and B common stock (to be named by amendment) would negotiate with underwriters to determine (a) the public offering price of the reclassified Minnesota common stock (a minimum of not less than \$14.50 per share); (b) the bonus to be paid to preferred stockholders (a maximum of 10% of the call price); (c) the concession to underwriters upon the purchase of Minnesota common shares from Delaware preferred

stockholders (a maximum of 9.09% of the public offering price); (d) the standby fee to be paid to underwriters (a maximum of 25¢ for each share distributed to Delaware's preferred stockholders and not sold by them to underwriters); and (e) the recapture provision for the benefit of the Delaware common stockholders of a portion of the underwriter's profit on stock purchased from preferred stockholders and sold at public sale by the underwriters at a profit in excess of the negotiated public offering price (a minimum of 75% of underwriter's profits on such sales).

3. After the distribution to preferred stockholders and the consummation of acts required by the underwriters, the balance of the Minnesota common stock would be distributed to the Delaware Class A and Class B common stockholders on the basis of 86.7% to the Class A holders and 13.3% to the Class B holders.

4. In the event that the underwriting is not consummated in accordance with the limitations prescribed, the Proposed Plan is no longer operative and distribution provided under the Present Plan becomes applicable.

5. Whether or not the underwriting is consummated as set forth in the Proposed Plan, the remaining provisions of the Present Plan would be carried out under the Proposed Plan. Under both the Proposed Plan and the Present Plan the Delaware Company would be dissolved, after distribution of the Minnesota common stock to the holders entitled thereto.

We do not express any opinion at this time as to whether the provisions of the Proposed Plan are fair and equitable or as to whether they are feasible. However, we believe that in view of the objections which have been made to the Present Plan we are warranted in instituting formal proceedings to determine whether that plan should be amended (and whether, accordingly, our order approving that plan should be amended or vacated) either in accordance with the Proposed Plan proposed by Lehman Brothers, or otherwise. We are, therefore, of the opinion that we should reopen the hearings for the purpose of considering the Proposed Plan, as well as any other proposals or plans or suggestions which may be presented by other security holders.

Accordingly, we are at this time reopening the proceedings and setting the case down for hearing, as hereinafter ordered, for the purpose of considering the above-described Proposed Plan and any other suggested amendments or plans which may be proposed. It is our intention that the scope of the evidence at the hearings be limited to such matters as were not presented at the earlier and extensive hearings held on the Present Plan. The Commission's staff will be instructed to proceed expeditiously with such hearings, so that necessary evidence may be taken promptly and the

\* Cameron Blewend, a Class A common-stock holder, has filed a motion to reconvene and reopen hearings and to receive new evidence. Our action herein effects the purposes of such motion.

views of the parties may be expeditiously obtained, consistently with fair and adequate presentation. At the conclusion of such hearings, we shall make such determination as appears appropriate, so that the matter may be promptly resubmitted to the United States District Court.

The Commission, therefore, deeming it appropriate in the public interest and for the protection of investors and consumers that the record herein be reopened and the hearings reconvened, for the purposes and subject to the provisions more fully hereinafter set forth.

It is ordered, That: 1. The record in these proceedings is hereby reopened, and a hearing shall be held for the purposes hereinafter provided on the 27th day of May, 1946, at 10:00 a. m., e. d. t., at the offices of this Commission, 18th and Locust Streets, Philadelphia, Pennsylvania. On such date the hearing room clerk in Room 318 will advise as to the room in which such hearing shall be held.

2. Any persons desiring to do so may file on or before May 20, 1946, further proposals for amendments to or alternatives for the Present Plan of liquidation and dissolution of Northern States Power Company (Delaware). Any persons desiring to be heard or otherwise wishing to participate, whether or not they file such proposals, shall notify the Commission to that effect in the manner provided in Rule XVII in the Commission's rules of practice on or before May 24, 1946.

3. At said hearing there will be considered the Proposed Plan filed by Lehman Brothers, and any other suggested amendments or alternative plans which may be filed by interested persons, with respect to whether the aforesaid Present Plan, as modified by said Proposed Plan or by any other suggested amendments, or other alternative plans, are fair and equitable, and feasible, and whether the Commission's previous order approving the aforesaid Present Plan should be amended or rescinded in whole or in part, or such other action taken as may be appropriate to satisfy the statutory standards.

4. The evidence to be adduced at said reconvened hearing will be limited to any material matters or facts which may have arisen since April 26, 1944, the close of the previous hearings herein, unless good cause is shown for the introduction of other evidence.

It is further ordered, That Richard Townsend or any other officer or officers of this Commission designated by it for that purpose shall preside at such hearing. The officer so designated to preside at such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of the act and to a trial examiner under the Commission's rules of practice.

It is further ordered, That Northern States Power Company (Delaware) shall mail copies of this memorandum opinion and notice of and order for reopening the record and for hearing, on or before May 7, 1946, to all stockholders of said company and the Secretary of the Commission shall serve notice of the aforesaid hearing by mailing copies of this order

\* The sponsors of the proposed plan are: Lehman Brothers, Lehman Corporation, Riter & Co. and Overseas Securities Co., Inc.



by registered mail to the Clerk of the District Court of the United States for the District of Minnesota, to Northern States Power Company (Delaware), to all parties to these proceedings, to persons granted leave to be heard therein, and to persons who have entered their appearance in the proceedings before the District Court of the United States for the District of Minnesota (Civil Action No. 1790), and that notice shall be given to all other persons by general release of this Commission which shall be distributed to the press and mailed to persons on the mailing list for releases under the act, and that further notice shall be given to all persons by publication of this order in the FEDERAL REGISTER.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 46-6926; Filed, Apr. 25, 1946;  
9:26 a. m.]

[File Nos. 54-136, 59-83]

#### LONG ISLAND LIGHTING CO. ET AL.

##### ORDER POSTPONING HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 24th day of April 1946.

In the matters of Long Island Lighting Company, Queens Borough Gas and Electric Company, Nassau & Suffolk Lighting Company, Long Beach Gas Company, Inc., File Nos. 54-136, 59-83.

Long Island Lighting Company, a registered holding company, and its subsidiaries, Queens Borough Gas and Electric Company, Nassau & Suffolk Lighting Company, and Long Beach Gas Company, Inc., having jointly filed, pursuant to section 11 (e) of the Public Utility Holding Company Act of 1935, a plan for the consolidation of such companies, and the recapitalization of the resultant consolidated corporation which is to be called Long Island Lighting Company (File No. 54-136); and

The Commission having consolidated the proceeding in respect of said plan with a proceeding instituted by the Commission under section 11 (b) (2) of the act (File No. 59-83) and a hearing having been held in such consolidated proceedings, and such hearing having been continued to April 25, 1946 at 11 a. m., e. s. t., at the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania; and

The applicants having requested that the hearing in this matter be postponed until May 2, 1946; and

The Commission deeming it appropriate that the hearing fixed for April 25, 1946 be postponed to May 2, 1946:

It is ordered, That the hearing in this matter heretofore scheduled to reconvene on April 25, 1946 be, and hereby is, postponed to May 2, 1946, at 11 a. m., e. d. s. t., at the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania, and before the same trial examiner as heretofore designated.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 46-6922; Filed, Apr. 25, 1946;  
9:25 a. m.]

[File No. 70-1230]

#### NEW ENGLAND PUBLIC SERVICE CO. AND PUBLIC SERVICE CO. OF NEW HAMPSHIRE

##### SUPPLEMENTAL ORDER WITH RESPECT TO PREFERRED STOCK

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 23d day of April 1946.

New England Public Service Company ("NEPSCO"), a registered holding company, and its public utility subsidiary, Public Service Company of New Hampshire ("New Hampshire"), having filed a joint application and declaration, and amendments thereto, pursuant to sections 6 (b), 7 (e), 9 (a) (1), 10 and 12 (c) of the Public Utility Holding Company Act of 1935 and Rules U-42, U-43 and U-50 promulgated thereunder with respect to, among other matters, (a) the issuance by New Hampshire of 565,553 shares of common stock, \$10 par value, in exchange for the presently outstanding 137,180 shares of common stock, no par value; (b) the issuance and sale, pursuant to the competitive bidding requirements of Rule U-50, by New Hampshire of as much additional common stock as may be required to provide the company with funds of approximately \$5,000,000; and (c) the issuance and sale, pursuant to the competitive bidding requirements of Rule U-50, by New Hampshire of 102,000 shares of preferred stock, \$100 par value; said shares to be offered first, to the extent available, to the holders of the presently outstanding preferred stock; and

The Commission having by order dated April 11, 1946, granted said application, as amended, and permitted said declaration, as amended, to become effective subject to the conditions, among others, that the proposed issuance and sale of additional common stock and the proposed issuance, exchange or sale of preferred stock by New Hampshire shall not be consummated until the results of competitive bidding pursuant to the requirements of Rule U-50 have been made a matter of record in these proceedings and a further order shall have been entered by the Commission in the light of the record so completed, which order may contain such further terms and conditions as may then be deemed appropriate, jurisdiction being reserved for such purpose; and that the proposed issuance, exchange and sale of common stock and the proposed issuance, exchange and sale of preferred stock by New Hampshire shall not be consummated until such issuances shall have been expressly authorized by the New Hampshire Public Service Commission and by the Public Service Commission of Vermont; and

New Hampshire having on April 23, 1946, filed a further amendment to the

application and declaration herein setting forth the action taken by it to comply with the requirements of Rule U-50 with respect to the issuance, exchange and sale of the new preferred stock, and stating that, pursuant to the invitation for competitive bids, separate bids were received on the preferred stock as follows:

Bidding group headed by—	Dividend rate	Price per share to New Hampshire before bidder's compensation	Bidder's compensation	Net cost of money to New Hampshire
The First Boston Corp.	3.35	\$100	\$173,400	3.40793
Kidder, Peabody & Co. and Blyth & Co., Inc.	3.45	102	168,300	3.43796
Harriman Ripley & Co., Inc., Kuhn, Loeb & Co., and Smith, Barney & Co.	3.40	100	147,900	3.45002

Said amendment having further stated that New Hampshire has accepted the bid of the group headed by The First Boston Corporation for services in soliciting the exchanges and underwriting the unexchanged shares and that, upon the termination of the exchange offer, the unexchanged shares of new preferred stock will be offered to the public at a price of \$100.00 per share and that the successful bidder's compensation for services in effecting exchanges and underwriting the balance of the shares of new preferred stock not required for exchange is \$173,400, representing compensation of \$1.70 per share; and

Said amendment also containing copies of the orders of the New Hampshire Public Service Commission and the Public Service Commission of Vermont expressly authorizing the proposed issuance, exchange and sale of common stock and the proposed issuance, exchange and sale of preferred stock by New Hampshire; and

The Commission having examined said amendment and having considered the record herein and finding no reason for imposing terms and conditions with respect to the price to be paid for said new preferred stock, the dividend rate or the bidder's compensation:

It is ordered, That jurisdiction heretofore reserved over the price to be paid for the new preferred stock, the dividend rate thereon and the bidder's compensation with respect thereto, be, and the same hereby is, released, and that said application and declaration, as further amended, be, and the same hereby is, granted and permitted to become effective subject, however, to the terms and conditions prescribed in Rule U-24;

It is further ordered, That the reservation of jurisdiction contained in our order of April 11, 1946, with respect to the consummation of the proposed issuance and sale of additional common stock until the results of competitive bidding, pursuant to Rule U-50, have been made a



matter of record in these proceedings, and with respect to the payment of all legal fees incurred in connection with the transactions proposed in the said application and declaration be, and the same hereby is, continued.

By the Commission.

[SEAL] ORVAL L. DuBois,  
Secretary.

[F. R. Doc. 46-6927; Filed, Apr. 25, 1946;  
9:27 a. m.]

[File No. 70-1253]

#### UTAH POWER & LIGHT CO.

#### ORDER GRANTING APPLICATION AND PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its offices in the City of Philadelphia, Pa., on the 16th day of April A. D. 1946.

Utah Power & Light Company, a registered holding company and electric utility company having filed an application-declaration pursuant to section 6 (a) and 7 of the Public Utility Holding Company Act of 1935 regarding the issue and sale by it at competitive bidding of \$32,000,000 principal amount of new First Mortgage Bonds and the issue and sale to certain banks of \$11,500,000 principal amount of bank notes for the purpose of refunding its outstanding First Mortgage Bonds in the principal amount of \$38,500,000 and its outstanding 6% Debentures in the principal amount of \$5,000,000; and

A public hearing having been held on such matter after appropriate notice; the Commission having considered the record and having made and filed its findings and opinion herein:

It is hereby ordered, That said application-declaration be, and the same hereby is, granted and permitted to become effective, subject, however, to the conditions specified in Rule U-24 and U-50-C and except, however, as to the price to be paid to the company for said First Mortgage Bonds, the interest rate thereon, the redemption prices thereof, the underwriters' spread and its allocation, and all legal fees and expenses to be paid in connection with the proposed transactions, as to which matters jurisdiction be, and the same hereby is, specifically reserved.

[SEAL] ORVAL L. DuBois,  
Secretary.

[F. R. Doc. 46-6924; Filed, Apr. 25, 1946;  
9:26 a. m.]

[File No. 70-1257]

#### MISSISSIPPI POWER & LIGHT CO. AND ELECTRIC LIGHT & POWER CORP.

#### ORDER GRANTING APPLICATION AND PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its offices in the City of Philadelphia, Pennsylvania, on the 23d day of April, A. D. 1946.

Electric Power & Light Corporation ("Electric"), a registered holding company, and its subsidiary, Mississippi

No. 82—6

Power & Light Company ("Mississippi"), having filed a joint application-declaration pursuant to sections 6 (a), 7, 9 (a), 10, 12 (c), and 12 (f) of the Public Utility Holding Company Act of 1935 and Rule U-43 thereunder, regarding the following proposed transaction: Electric is the owner of all of the presently outstanding 500,000 shares of the no par value common stock of Mississippi. Mississippi proposes to issue and sell, and Electric proposes to acquire, 200,000 additional shares of the common stock of Mississippi for \$2,250,000 cash, Electric reserving the right to acquire and pay for the stock in such number of shares and at such times, within a 60 day period, from and after the date of this order, as Electric shall specify in writing to Mississippi.

Said application-declaration, having been filed on the 25th day of March 1946, and the notice of said filing having been duly given in the form and manner prescribed by Rule U-23 promulgated pursuant to said act, and the Commission not having received a request for a hearing with respect to said application-declaration within the period specified in said notice, or otherwise, and not having ordered a hearing therein; and

The Commission finding with respect to said application-declaration that the requirements of the applicable provisions of the act and the rules thereunder are satisfied and deeming it appropriate in the public interest and in the interest of investors and consumers that said application-declaration be granted and permitted to become effective.

It is hereby ordered, Pursuant to said Rule U-23 and the applicable provisions of the act and subject to the terms and conditions prescribed in Rule U-24 that the said application-declaration be, and the same hereby is, granted, and permitted to become effective forthwith.

By the Commission.

[SEAL] ORVAL L. DuBois,  
Secretary.

[F. R. Doc. 46-6928; Filed, Apr. 25, 1946;  
9:27 a. m.]

[File No. 70-1272]

#### JERSEY CENTRAL POWER & LIGHT CO. ET AL.

#### NOTICE OF FILING AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 23d day of April 1946.

In the matter of Jersey Central Power & Light Company, NY PA NJ Utilities Company, General Public Utilities Corporation, File No. 70-1272.

Notice is hereby given that, pursuant to the provisions of the Public Utility Holding Company Act of 1935 ("act"), joint applications or declarations (or both) have been filed with this Commission by General Public Utilities Corporation ("GPU"), a registered holding company, its subsidiary, NY PA NJ Utilities Company ("NY PA NJ"), also a registered holding company, and the latter's subsidiary, Jersey Central Power & Light Company ("Jersey Central"). All interested persons are referred to said joint applications-declarations which are on

file in the offices of this Commission for a statement of the transactions therein proposed which may be summarized as follows:

(1) GPU will donate \$4,200,000 in cash as a contribution to the capital of NY PA NJ.

(2) NY PA NJ will donate \$5,000,000 in cash as a contribution to the capital of Jersey Central.

(3) Jersey Central will: (a) Issue and sell, pursuant to the competitive bidding requirements of Rule U-50, \$34,000,000 principal amount of new First Mortgage Bonds, and 145,000 shares of \$100 par value Cumulative Preferred Stock, the interest rate and dividend rate, respectively, to be fixed by competitive bidding;

(b) Borrow from banks \$5,500,000 on unsecured serial notes maturing in ten equal annual installments, the last maturity date being ten years from the date of issuance, the interest rate and other terms of the serial notes to be supplied by amendment;

(4) From the proceeds of the issue and sale of its new First Mortgage Bonds, its new Cumulative Preferred Stock, the serial notes, the \$5,000,000 contribution from NY PA NJ, and such treasury cash as shall be necessary, Jersey Central will redeem the securities described below no later than July 1, 1946, at the indicated redemption prices thereof plus accrued interest and dividends to the date of redemption:

Security	Principal amount or shares to be redeemed	Redemption price	Aggregate redemption price
First mortgage bonds, 3½ percent due 1965.....	\$38,000,000	104½	\$39,710,000.00
Promissory notes 2½ percent due 1946-48.....	\$1,500,000	Various	1,597,288.00
Preferred stock:			
7 percent series....	170,371	110	7,740,810.00
6 percent series....	169,623	110	7,688,530.00
5½ percent series....	178,621	107½	8,451,757.50
			65,158,385.50

<sup>1</sup>Shares.

The redemption of the above securities will result in the retirement of all the presently outstanding bonds, serial notes, and preferred stock of Jersey Central.

(5) In connection with its refinancing program, Jersey Central will effect an accounting reorganization as of April 30, 1946. In connection therewith it will (a) provide a reserve for, or dispose of, by a charge to earned surplus, certain amounts in excess of Jersey Central's original cost of utility plant, the remaining balance of amounts in excess of original cost to be amortized over a period of fifteen years from January 1, 1946, (b) eliminate, by a charge to earned surplus, unamortized debt discount and expense on bonds previously refunded, (c) write-off, by a charge to earned surplus, premiums on the preferred stock to be redeemed, and (d) transfer the resulting deficit in earned surplus to capital surplus.

It appearing to the Commission that it is appropriate in the public interest and the interest of investors and consumers



that a hearing be held with respect to such matters:

*It is hereby ordered,* That a hearing on such matters, under the applicable provisions of said act, and the rules of the Commission thereunder, be held on the 8th day of May, 1946, at 10:00 a. m., e. d. s. t., at the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. On such day the hearing room clerk in room 318 will advise as to the room in which such hearing will be held. All persons desiring to be heard or otherwise wishing to participate in said proceeding should file with the Secretary of the Commission, on or before May 7, 1946, his application therefor as provided in Rule XVII of the Rules of Practice of the Commission.

*It is further ordered,* That William W. Swift or any other officer or officers of the Commission designated for that purpose shall preside at the hearings in such matter. The officer so designated to preside at any such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of said act and to a trial examiner under the Commission's rules of practice.

*It is further ordered,* That, without limiting the scope of the issues presented by said filing, particular attention will be directed at such hearing to the following matters and questions:

(1) Whether the donation by GPU to NY PA NJ and the donation by NY PA NJ to Jersey Central comply with the applicable provisions of the act and the rules and regulations promulgated thereunder.

(2) Whether the proposed issue and sale by Jersey Central of its first mortgage bonds, cumulative preferred stock, and serial notes are solely for the purpose of financing its business, and whether it is appropriate in the public interest or for the protection of investors or consumers to impose any terms or conditions in connection therewith.

(3) Whether the proposed transactions will result in an unfair and inequitable distribution of voting power among security holders of Jersey Central or are otherwise detrimental to the public interest or the interest of investors or consumers.

(4) The propriety of the proposed accounting reorganization and the proposed accounting treatment of the several transactions on the books of the respective applicants-declarants.

(5) Whether the fees, commissions, and other expenses to be incurred are for necessary services and reasonable in amount.

(6) Generally, whether the proposed transactions comply with all applicable provisions and requirements of the Public Utility Holding Company Act of 1935 and the rules and regulations promulgated thereunder, and, if not, what provisions or terms and conditions should be required or imposed to satisfy the statutory standards.

*It is further ordered,* That notice of this hearing be given to applicants-declarants and to all other interested persons; said notice to be given to applicants-declarants, the Board of Public Utility Commissioners of the State of

New Jersey, and the Federal Power Commission, by registered mail, and to all other persons by general release of this Commission, which should be distributed to the press and mailed to the mailing list for releases issued under the Public Utility Holding Company Act of 1935, and by publication of this notice and order in the FEDERAL REGISTER.

By the Commission,

[SEAL]

ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 46-6923; Filed, Apr. 25, 1946;  
9:26 a. m.]

[File No. 70-1276]

#### AMERICAN GAS AND ELECTRIC CO.

#### NOTICE OF AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 24th day of April, A. D. 1946.

Notice is hereby given that American Gas and Electric Company ("American"), a registered holding company subsidiary of Electric Bond and Share Company ("Bond and Share"), a registered holding company, has filed an application and declaration pursuant to the Public Utility Holding Company Act of 1935 and the rules and regulations promulgated thereunder. Applicant designates section 9 (a), 10, and 11 of the act, and Rule U-23 promulgated thereunder, as applicable to the proposed transactions.

All interested persons are referred to the application or declaration, which is on file in the office of this Commission, for a statement of the transactions therein proposed which may be summarized as follows:

In connection with the filing by Continental Gas and Electric Corporation ("Continental"), of a declaration seeking authority to sell at competitive bidding, pursuant to the provisions of Rule U-50 promulgated under the act, the shares of common stock of Columbus and Southern Ohio Electric Company ("Columbus") owned by Continental (said shares consisting of 99.17% of the total shares of such common stock outstanding), American Gas proposes that it be authorized to bid for the common stock of Columbus when such common stock is offered at competitive bidding by Continental.

American Gas proposes, if it is the successful bidder, to borrow, from one or more commercial banks in New York City, the funds required to consummate the purchase of such stock. The notes which American Gas will issue to said bank, or banks, will have a maturity of less than 10 years. The application further states that if American Gas is authorized by this Commission to bid for such common stock, it promptly will file an application with this Commission setting forth the terms of the bank loan and requesting authority to issue notes representing such borrowings.

*It is ordered,* That a hearing on said matters under the applicable provisions of said act and rules of the Commission

thereunder be held on May 6, 1946, at 10:00 a. m., e. d. s. t., at the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. On such day the hearing room clerk in Room 318 will advise as to the room in which the hearing will be held.

*It is further ordered,* That any persons desiring to be heard or otherwise wishing to participate in the proceedings, shall file with the Secretary of the Commission on or before May 6, 1946, his application therefor as provided by Rule XVII of the rules of practice of the Commission.

*It is further ordered,* That Robert P. Reeder or any other officer or officers of the Commission designated by it for that purpose shall preside at such hearing. The officer so designated to preside at such hearing is hereby authorized to exercise such powers granted to the Commission under section 18 (c) of the act and to a trial examiner under the Commission's rules of practice.

*It is further ordered,* That the Secretary of this Commission shall serve notice of the aforesaid hearing by mailing a copy of this order to the Public Utilities Commission of Ohio, the Mayor of the City of Columbus, Ohio, American Gas, and Continental, by registered mail, and to all other interested persons by general release of this Commission, which shall be distributed to the press and mailed to the mailing list for releases issued under the act and by publication in the FEDERAL REGISTER.

*It is further ordered,* That, without limiting the scope of the issues presented by said application or declaration, particular attention will be directed at said hearing to the following matters and questions:

1. Whether the proposed acquisition by American Gas of the common stock of Columbus meets the requirements of the applicable provisions of the act, particularly section 10 thereof.

2. Whether, within the meaning of section 10 (b) (1) of the act, the acquisition by American Gas of the common stock of Columbus will tend towards a concentration of control of public utility companies of a kind or to an extent detrimental to the public interest or the interest of investors or consumers.

3. Whether, within the meaning of section 10 (b) (3) of the act, the acquisition by American Gas of the common stock of Columbus will be detrimental to the public interest or the interest of investors or consumers or the proper functioning of the holding company system controlled by American Gas.

4. Whether, within the meaning of section 10 (c) (1) of the act, the proposed acquisition by American Gas of the common stock of Columbus will be detrimental to the carrying out of the provisions of section 11.

5. Whether, within the meaning of section 10 (c) (2) of the act, the acquisition by American Gas of the common stock of Columbus will serve the public interest by tending toward the economical and efficient development of an integrated public utility system.



6. Whether, if the proposed acquisition is authorized and American Gas is the successful bidder, the accounting entries to be made upon the books of American Gas meet the requirements of the applicable provisions of the act.

7. Whether, if the proposed acquisition by American Gas is authorized and American Gas is the successful bidder, the financing of such acquisition through issuance of notes with maturities of less than 10 years by American Gas to commercial banks satisfies the standards of sections 7 (c) and (d) of the act.

8. Whether the fees, commissions or other remunerations to be paid in connection with the proposed transactions are reasonable.

9. Whether it is necessary or appropriate to impose terms or conditions with respect to the proposed transactions in the public interest or for the protection of investors or consumers, and, if so, what terms and conditions should be imposed.

10. Generally, whether the proposed transactions comply with the applicable provisions of the act, and the rules, regulations and orders promulgated thereunder.

*It is further ordered*, That jurisdiction be reserved to separate, either for hearing, in whole or in part, or for dis-

position, in whole or in part, any of the issues, questions or matters herein set forth, or which may arise in these proceedings, or to consolidate with these proceedings other filings or matters pertaining to the subject matter of these proceedings, and to take such other action as may appear conducive to an orderly, prompt and economic disposition of the matters involved.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 46-6929; Filed, Apr. 25, 1946;  
9:27 a. m.]

[File No. 812-107]

UNITED CHEMICALS, INC.

#### NOTICE OF AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 24th day of April, A. D. 1946.

An application having been filed by United Chemicals, Inc. under and pursuant to the provisions of sections 3 (b) (2) and 6 (c) of the Investment Company Act of 1940 for an order declaring it to be primarily engaged in a business or

businesses other than that of investing, reinvesting, holding, or trading in securities, or for an exemption from the provisions of the Investment Company Act;

*It is ordered*, Pursuant to section 40 (a) of said act, that a hearing on the aforesaid application be held on Monday, May 6, 1946, at 10:00 a. m. in room 318 of the Securities and Exchange Commission Building, 18th and Locust Streets, Philadelphia, Pennsylvania.

*It is further ordered*, That William W. Swift, Esquire, or any other officer or officers of the Commission designated by it for that purpose, shall preside at such hearing. The officer so designated is hereby authorized to exercise all the powers granted to the Commission under sections 41 and 42 (b) of the Investment Company Act of 1940 and to trial examiners under the Commission's rules of practice.

Notice of such hearing is hereby given to the applicant and to any other persons whose participation in such proceedings may be in the public interest or for the protection of investors.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 46-6925; Filed, Apr. 25, 1946;  
9:26 a. m.]



